

No. 96
STATE OF MICHIGAN
Journal of the Senate
95th Legislature
REGULAR SESSION OF 2010

Senate Chamber, Lansing, Thursday, December 2, 2010.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor John D. Cherry, Jr.

The roll was called by the Secretary of the Senate, who announced that a quorum was present.

Allen—present
Anderson—present
Barcia—present
Basham—present
Birkholz—present
Bishop—present
Brater—present
Brown—present
Cassis—present
Clark-Coleman—present
Clarke—excused
Cropsey—present
Garcia—present

George—present
Gilbert—present
Gleason—present
Hardiman—present
Hunter—present
Jacobs—present
Jansen—present
Jelinek—present
Kahn—present
Kuipers—present
McManus—present
Nofs—present
Olshove—present

Pappageorge—present
Patterson—present
Prusi—present
Richardville—present
Sanborn—present
Scott—present
Stamas—present
Switalski—present
Thomas—present
Van Woerkom—present
Whitmer—present

Senator Cameron Brown of the 16th District offered the following invocation:

Our prayer this morning comes from a book of daily prayers titled "God's Minute," first published in 1916. The prayer is for December 2. It was composed by Walter Duncan Buchanan, a minister from New York City. It begins with a reading from the book of Isaiah, Chapter 40:

"But they that wait upon the Lord shall renew their strength; they shall mount up with wings as eagles; they shall run, and not be weary; and they shall walk, and not faint."

Our dear Heavenly Father, we thank You for the rest, refreshment, and safety of another night and for the light of another day. You art the giver of every good and perfect gift, and we give You our thanks for health preserved and life continued and for another day with its opportunity of service. Give us stronger faith and confidence that we may go day by day relying only on Your sustaining strength and guidance. Preserve us from temptation and sin, and grant that something of good may be accomplished by us during the hours of light and that we may then find as the day closes that there may have been some victories won and some development in our spiritual experience.

We do most humbly pray that we might so spend all the days and nights of our earthly lives that when You call us hence, we may go into Your presence shining and without shame trusting only in the merits of Your plan of salvation and eternal life. We pray this in Jesus' name. Amen.

The President, Lieutenant Governor Cherry, led the members of the Senate in recital of the *Pledge of Allegiance*.

Motions and Communications

Senators Brater, Whitmer, Van Woerkom, Richardville, Garcia, Clark-Coleman, Jansen and Olshove entered the Senate Chamber.

The following communication was received:
Department of Energy, Labor, and Economic Growth

December 1, 2010

Attached is a summary of the Fiscal Year 2009-2010 results for application processing legislation passed in 2004 for the Department of Energy, Labor & Economic Growth. The report is available on the department's website at www.michigan.gov/deleg by linking to "Inside DELEG," to "Legislative Reports," and "MCL Reports."

The results encompass reports required by the following statutes:

Bureau of Commercial Services

- 2004 PA 260 Amendment to Professional Investigators
- 2004 PA 270 Amendments to Private Security and Security Alarm System Contractors
- 2004 PA 276 Amendments to the Polygraph Examiners Licensing Act
- 2004 PA 264 Amendments to the Occupational Code

MIOSHA

- 2004 PA 261 Amendments to the Asbestos Abatement Act
- 2004 PA 262 Amendments to the Asbestos Workers Accreditation Act

Bureau of Construction Codes

- 2004 PA 265 Amendments to the Boiler Act
- 2004 PA 268 Amendments to the Plumbing Act
- 2004 PA 269 Amendments to the Elevator Safety Act
- 2004 PA 271 Amendments to the Mechanical Contractors Act
- 2004 PA 275 Amendments to the Electrical Contractors Act

Liquor Control Commission

- 2004 PA 266 Amendments to the Liquor Control Act

Sincerely,
Andrew S. Levin
Acting Director

The communication was referred to the Secretary for record.

Senator Cropsey moved that consideration of the motion to discharge the Committee on Government Operations from further consideration of the following resolutions be postponed for today:

Senate Resolution No. 15

Senate Resolution No. 172

The motion prevailed.

Senator Cropsey moved that consideration of the motion to discharge the Committee on Transportation from further consideration of the following bill be postponed temporarily:

House Bill No. 4961

The motion prevailed.

Senator Cropsey moved that rule 3.902 be suspended to allow the guests of Senator Bishop admittance to the Senate floor.

The motion prevailed, a majority of the members serving voting therefor.

The President of the Senate made a statement and requested that it be printed in the Journal.

The President's statement is as follows:

I had the opportunity eight years ago to say farewell as a member of the Senate. I would like today to make a brief statement and avoid the risk of sounding like a bad penny returning. Let me simply say I would like to thank people here in the body for the opportunity to have served with each and every one of you. It has been a real pleasure. I have enjoyed it, and you have been an outstanding Senate. I thank you for the opportunity to be here.

I know that these are times in which the American blood sport is to malign those who have been elected to represent people. Let me tell you, if I were to drop my wallet, there is probably not a place I would feel more comfortable in dropping my wallet than in the center aisle of this chamber. I don't know about the side aisles, but the center aisle. Senator Sanborn and I work out on occasion together, and I know if I drop my wallet over there, what money is in it would wind up in some athletic fund over in East Lansing, and he would take great joy in telling me about that. But you are a group of great individuals. You do great work for the state of Michigan.

I also want to say thank you for the staff of the Senate who always do great work supporting you, but supporting me as well. I know that with every Secretary of the Senate, they have all had partisan backgrounds, but they put that aside when they assume the office. Carol, I really enjoyed the opportunity to work with you. I think that is what is great about this institution that in difficult times and times in which the state is challenged that people do rise above the partisanship and try to accomplish things together. It has been a pleasure to be part of that.

Senator Bishop asked and was granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Bishop's first statement is as follows:

I would like to direct everybody to their desk and the beautiful handmade boxes for all of the members bearing their names. These boxes were made by Joe Heckman and the very talented carpenters in the Senate. I want to thank them, and I want to thank Carol Viventi for designing and helping get these together—just incredible, beautiful pieces of artwork for each member. If you have the opportunity, you can take the time to thank the carpenters and thank Carol for such a beautiful memento to take home.

Senator Bishop's second statement is as follows:

This is going to be one of those days, Mr. President, where we have a number of very fine people whom we will be paying tribute to and every one of which deserves their moment to get recognition from the Senate. It is a very nostalgic day from top to bottom.

One of those individuals who has left an indelible mark upon the beauty and splendor of this building and institution that we are blessed to have the opportunity to work in, is Mr. Bill Finch. Bill is a master decorative painter and preservationist for the Capitol Building for more than 20 years. All of us have been enriched having had the opportunity to work in this fine place. You have to stop every once in a while to take a deep breath and look around you with what has gone on here with all the hand painting. There is not a stitch of paper in this whole place. This is all hand painted, and the folks who have taken the time to return this to its original splendor don't get the recognition they deserve.

Mr. Bill Finch was inspired by the work of his father and grandfather. Bill created an artist life for himself and became an accomplished woodcarver, ornamental plasterer, homebuilder, cabinet maker, sign writer, graphic artist and designer, furniture maker, and decorative painter over the years. He has been very busy, and if you haven't been up to Bill's office, you ought to do that because it is right up there just above the Senate Chamber. It is an incredible spot above the false ceiling there with all the natural light coming in from above. He is in a great place to work here in the Capitol.

Bill was hired as a project manager over the Capitol restoration project and worked with 40 artists throughout the duration of the full restoration, repairing and replicating original designs on the walls and ceilings and sometimes fashioning his own tools to precisely match some of the original patterns of this building. Just imagine what time and how meticulous that work must have been throughout that process. Following completion of the Capitol restoration, Bill was hired by the state to remain on staff as guardian and caretaker of this beautiful building.

Bill received the Michigan Heritage Award for his craftsmanship for passing on his skills to Greg Hess, his apprentice for nearly 17 years. We are deeply indebted to Mr. Bill Finch for his contributions to our great state and our beloved State Capitol. We wish him well in all that he does and want him to know how proud of him and how grateful we are to him for his lifetime of service.

The Secretary announced that the following official bills were printed on Wednesday, December 1, and are available at the legislative website:

Senate Bill Nos. 1586 1587 1588 1589 1590 1591
House Bill No. 6580

By unanimous consent the Senate proceeded to the order of
Resolutions

Senator Cropsey moved that consideration of the following resolutions be postponed for today:

Senate Resolution No. 41
Senate Resolution No. 75
Senate Resolution No. 88
Senate Resolution No. 168
Senate Resolution No. 169
Senate Concurrent Resolution No. 48
The motion prevailed.

Senator Bishop offered the following resolution:

Senate Resolution No. 219.

A resolution honoring Gary S. Olson.

Whereas, Gary S. Olson's outstanding efforts span over three decades of service to the state of Michigan. His professionalism and dedication to the improvement of Michigan's economy, in his role as director of the Senate Fiscal Agency, have been of critical significance in steering Michigan through some of the most difficult and challenging economic times the state has ever seen; and

Whereas, In 1977, Gary graduated with a bachelor's degree in economics from the University of Michigan. Gary then went on to earn his master's degree in economics from Michigan State University in 1979; and

Whereas, His distinguished public service career began in 1978 and has taken many forms. Gary has handled numerous tasks serving as chief committee aide to the Taxation Committee of the Michigan House of Representatives, senior economist to the Senate Fiscal Agency, and deputy director of the Senate Fiscal Agency for five years; and

Whereas, In January 1991, Gary was appointed as director of the Senate Fiscal Agency by the Senate Fiscal Agency Board of Governors. As director of this agency, Gary is the principal fiscal advisor to the Michigan Senate and admirably directs a staff of 23 professionals whose primary responsibilities are to forecast the economy, revenues, and size of the deficit, and then guide Senators to a balanced budget, as well as evaluate proposals for the Governor. His work in these areas has been and will continue to be significant and invaluable; and

Whereas, Over Gary's very impressive career, he has earned many accolades and awards. In 2010, he received the Steven D. Gold Award, one of the most prestigious awards given in his profession. This recognition "honors professionals who have made significant contributions to state and local fiscal policy and whose work reflects Steven Gold's remarkable ability to span the interests of scholars, practitioners, policymakers, and advocates with integrity and evenhandedness." These are characteristics truly possessed by Gary S. Olson; now, therefore, be it

Resolved by the Senate, That we join together with the Michigan Legislature, legislative staff, and the entire state to honor and commend Gary S. Olson for his many years of service to the Michigan Legislature. May he know of our heartfelt gratitude and best wishes that his future be filled with health, happiness, and ample time to travel and to enjoy life with his wife Teresa at their cottage on the shores of Lake Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to Gary S. Olson as evidence of the highest esteem of the members of the Michigan Legislature.

Pending the order that, under rule 3.204, the resolution be referred to the Committee on Government Operations,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The resolution was adopted.

Senator Cropsey moved that rule 3.204 be suspended to name the entire membership of the Senate and the Lieutenant Governor as co-sponsors of the resolution.

The motion prevailed, a majority of the members serving voting therefor.

Senator Bishop asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Bishop's statement is as follows:

This is a very special moment for me, and I hope that members take the time to share with me in this special moment. A very good friend of mine standing to my left is Mr. Gary S. Olson, who has served this Senate with such distinction over the years, is moving on to better things in retirement. He will be a great loss, to say the very least, for the Senate because he has been so helpful to us and such a great mentor and resource for the Senate.

I am joined here with Senator Jelinek, Senator Prusi, and Senator Cropsey, and many of us have spent long hours with Gary Olson. He was with us during some very dark times and provided us with incredible advice and mentorship. If I think back to the things I have experienced in this job and the moments I have had here that were most difficult, it was Gary Olson who was always by our side. That is very comforting to me to know that he was there. He helped us come up with solutions that we didn't want to come up with but had to. I could speak for a long time about Gary. I won't do that.

I want to share with you a little bit about Gary. In his role as the director of Senate Fiscal Agency, he has been of critical significance in steering Michigan through some of the most difficult and challenging times in our state. One of the greatest things about Gary is that, in 1977, he graduated with a bachelor's degree from the University of Michigan. He had such a significant career there and he was bound for greatness. He did go on to earn his master's degree in economics from Michigan State University in 1979. Gary's distinguished public service began in 1978. He has handled numerous tasks serving as chief committee aide to the Taxation Committee for the Michigan House of Representatives, senior economist to the Senate Fiscal Agency, and deputy director of the Senate Fiscal Agency for five years.

In January 1991, Gary was appointed as director of the Senate Fiscal Agency by the Senate Fiscal Agency Board of Governors. As director of the Senate Fiscal Agency, Gary is the principal fiscal advisor to the Michigan Senate and admirably directs a staff of 23 professionals whose primary responsibility is to forecast the economy, revenues, and the size of the deficit and then attempt to guide the Senate to a balanced budget and evaluate proposals. That has not been an easy task over the past years.

His work in these areas has been significant and invaluable, more than words can express. He has had such an impressive career with many accolades and awards too numerous to mention. One that I might mention, in 2010, he received the Steven D. Gold Award, one of the most prestigious awards given in his profession.

It is really my great honor to recognize Gary Olson. I know he is passing the baton onto another very capable director of the SFA. In my experience, there is no more valuable member in the Senate than Gary Olson. On behalf of the Michigan Senate, we would like to wish you the best of luck with what you do in the future. You will always be part of the Senate family, and we will miss you.

By unanimous consent the Senate proceeded to the order of
Statements

Senators Jacobs, Barcia, Olshove, Birkholz, Patterson and Jelinek asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Jacobs' statement is as follows:

Most importantly, I want to thank the people of the 14th Senate District who had the faith and confidence to send me to Lansing. I hope and pray that I have lived up to their expectations. It has been a blessing to serve them these past eight years. I have been so fortunate to have been in public service for the past 30 years, having begun my political career as a young woman on the Huntington Woods City Commission, where I served for 14 years. I learned early on to take my job seriously and not to take myself too seriously.

There are not enough words to thank my incredible staff who have spanned 12 years of my service. I have been blessed to be surrounded by such smart, loyal, and hardworking people who have truly become my friends and family. They work like a finely-oiled machine and have so much respect for each other.

Over the years, people like Gary Garbarino, Joey Hall, Jonathan Yockman, Matt Levine, and others have done such an outstanding job. Gary came to his interview with home-baked brownies, and his job was sealed. I can never forget Mike Farley who was taken from us so suddenly when he died of a heart attack a few years ago. Mike loved coming to work every day and was a top-notch researcher and legislative director. I will especially miss him tonight when we would have been doing crossword puzzles throughout the wee hours of the lame duck session.

I am so lucky to have put together an incredible staff over the last couple of years. Jack Cardinal, in his quiet and thoughtful way, has done a great job monitoring legislation and working with constituents, even the difficult ones. He has creatively tackled all of my often-ambitious ideas for legislation. Karen Adams-Powell is so filled with compassion, patience, and knowledge that she has served as mom, social worker, and real estate advisor to hundreds of people in the district. Cheryl Guyer, my district liaison, has built such special relationships with so many of the people and organizations in our district. I am sure they will all remember she always provided the best and most abundant food at all of our events.

A special thanks to Suzanne Caterino who was so thankful that she didn't have to write today's speech, but always caught my voice in what she wrote. A special shout-out to Sharon Bianchi, my chief and chief of staff, who can finish my sentences and who has kept me on the straight and narrow. I honestly don't know how I will function without her. She has organized my office, and most importantly, she is my trusted friend.

I would be remiss if I did not thank the many people who make up the support staff for this institution. The sergeants, the Farnum Building team, our incredible caucus staff, and clerks. You are the best.

A special thank you to my daughters, Rachel and Jessie, who have understood why sometimes I couldn't take their calls. They have matured into such incredible women during the last 12 years, finding fabulous mates, and picking careers and interests that help other people. And, of course, my husband John, who never thought when he married Gilda Zalenko over 39 years ago that she would be serving in Lansing, rather than serving dinner in Huntington Woods. I remember many years ago when I once asked him what he wanted for dinner, he quipped, "Company." I'm happy to tell him that we will be eating dinner together more often, although now he will have to cook it. I also want him to know how much I love him and appreciate him.

I regret that my parents did not live long enough to see me complete my legislative career. I cannot help but to reflect on the fact that I am a first-generation American born to Polish immigrants whose families fled Europe to come to America, the land of opportunity and freedom. Their values and work ethic have influenced me all my life.

While I have been proud and feel privileged to have had an opportunity so few have, I also leave with some regret. Serving in the minority has been very challenging, in particular, over the last few years. In fact, I have served in the minority my entire political career. How unlucky was I to get a bill numbered 666 that was doomed from the start? During a time of unprecedented partisanship made it difficult, if not downright impossible, to enact legislation that I had hoped to see pass, like mental health parity, reworking the mental health system, contraceptive equity, and helping to reduce unwanted pregnancies. I am pleased that I was responsible for passing several bills which created many innovative economic tools for our communities. Updating our antiquated liquor laws took 12 years, but I am happy to say that we have finally changed laws that were passed during Prohibition. My neighbors, the polar bears, and camels sleep better at night knowing their future is more secure as well.

I am truly looking forward to January 3 when I begin my new position as CEO/president of the Michigan League for Human Services. With my new hat on, I will continue to be an advocate for the vulnerable people in our state, and help ensure that the safety net remains in place as we move Michigan forward with our new administration. I will be on the doorstep of many of you as well.

I love this state and hope that this great institution that I have been privileged to be a member of remains strong and viable in the generations to come. I am thankful each and every day that I have been part of our state's history.

Senator Barcia's statement is as follows:

I rise today with a great deal of pride, but also a heavy heart as I culminate not only the last eight years of service in the Michigan Senate, but also my 34-year career as a public servant representing the Great Lakes Bay Region and Thumb Region of Michigan. Throughout that time, I have had the opportunity to meet and work with some of the finest leaders and statesmen our state and country have to offer. Without a call of the Senate, I could not do justice of reflecting on the anecdotes and fond memories I have with so many of you during my statement this morning.

Time has surely flown. When I first arrived as a freshman House member back in 1977, legislators smoked on the floor, and now even our bars are smoke-free. Correspondence was done on a typewriter with carbon copies, but today bills and budgets are negotiated via text messages and e-mails. When I first entered public service, being a legislator was a highly-revered position. Now sometimes it can be a thankless job with many members coming to Lansing feeling like they already have a bull's-eye on their back. We certainly aren't infallible, and everyone makes mistakes. I believe we all work hard and do our best to represent our constituents, while following our moral compass.

As I said earlier, I am grateful to have met so many wonderful colleagues, co-workers, and constituents over the years. I appreciate all of you. Specifically, I would like to mention just a few of my Democratic colleagues and especially our Senate Democratic Leader Mike Prusi and Senate Democratic Floor Leader Buzz Thomas for their leadership of our caucus and willingness to fight to move our issues forward.

I want to also thank a good friend John Gleason who has always lifted our spirits with a good Irish joke while fighting with unbridled passion for what he believes in. Thank you, John. You are truly a special human being. I want to also thank Cindy Peruchietti for her work with our caucus and the Senate Democratic central staff. Our staff has been loyal, competent, and industrious. They have done a tremendous job of assisting our caucus to function and be effective.

I also want to express my profound appreciation to Senate Majority Leader Mike Bishop and Senate Majority Floor Leader Alan Cropsy for their leadership of this chamber and especially for their confidence and trust in appointing me as chair of the Senate Committee on Hunting, Fishing and Outdoor Recreation. Our committee worked hard, and I think we moved some important issues forward regarding wildlife conservation in our state. I thank the members of that committee for working with me and being such great friends as we addressed those issues.

I also want to recognize my friends Tony Stamas and Roger Kahn with whom I have shared a great working relationship and bipartisan collaboration as we worked to represent the Great Lakes Bay Region and worked together to improve local infrastructure and to create thousands of new jobs in our region of the state.

To my very dear friend and seasonal constituent from Lexington, Alan Sanborn, thank you for your friendship, advice, and assistance on a host of issues over the past eight years. Our friendship will endure beyond our membership in this august chamber.

A special thanks to my close friend and political mentor, Jason Allen. I have always appreciated Senator Allen's style both in his impressive attire and his willingness to be of help to me and my district. I also have great memories and am very grateful to Jason and some other members for the opportunity to hunt turkey on Beaver Island, black bear in the Upper Peninsula, and pursuing whitetail deer across the Lower Peninsula.

I also want to mention a special friend and someone who is one of the most dynamic partners I have had working here in the Capitol. That is to say, I have been honored to work with Representative Jeff Mayes. In his short time in the Legislature, Jeff surely was a dynamic and energetic force within the House. Although he will not be moving on to the Senate, I am confident that he will continue to lend his expertise and vast knowledge of complex issues to our community as well as in other arenas in his future.

I also see my good friend Joel Gougeon who served here for 10 years from 1993 to 2003, when I succeeded him. Joel succeeded me in the Senate when I was elected to Congress, and then I succeeded Joel when he was term-limited. Joel was a tireless champion for our area and did a great job as a member of the Appropriations Committee. Joel, it is great to see you in the Gallery this morning.

To Carol Viventi, Adam Reames, and the entire Secretary of the Senate staff, thank you for keeping this body running smoothly; to Sergeant at Arms Mike Ferland and his dedicated staff for keeping us safe here on the floor of the Senate, as well as throughout the Capitol complex.

I would be remiss in not recognizing my dedicated staff. My former chief of staff Brandon Dillon served me well for seven years before leaving to run for the State House in Kent County, and I am proud to say he will be the next State Representative for the 75th District. Chris Cardinal, Sherri Smith, and Jim Smock, I couldn't have had a better staff assisting me in these past many years. Thank you for providing me an invaluable service in helping me put forth legislation here on the floor and make decisions to help the people of this great state; also especially to make sure that I am responsive to all of the constituents I serve.

Finally, and most importantly, thanks to my family for all of their guidance, patience, and support: To my late parents who instilled in me a sense of public service and taught me to treat people the way I would wish to be treated. My deepest gratitude is extended to my wife Vicki and my two children and six grandchildren. When we run for office, we know what we are getting into, but many people don't realize the sacrifices made by our families. I want to take this moment to acknowledge them and their willingness to stand by my side despite the spotlight that this job brings.

It has been an honor and a privilege to serve the voters of the 31st District. I have always taken my responsibility to be their advocate and their voice in government seriously. I hope I have done everything I could to uphold that trust, and I surely appreciate the confidence and loyal support throughout my career.

During my career, I have introduced hundreds of bills, including two that I am very proud of authoring. The whistleblower protection act at the time gained national acclaim for our state as we were the first governmental unit in North America to pass such a law. As a member of Congress, I authored the federal partial-birth abortion ban regarding late-term abortions, which has been upheld as constitutional by the United States Supreme Court.

I have a lot of memories from my time here in the Capitol, far too many to recount. I will cherish the memories of the people whom I have been fortunate to work with during my time in public service. I have a tremendous amount of admiration and respect for each and every one of you. It truly has been an honor and the highlight of my life serving with each of you.

One last final note, I want to wish the very best of luck to the incoming leadership team here in the Senate, as well as in the House. Of course, Senator Richardville will be a great and strong leader for the majority, as well as Senator-elect Arlan Meekhof, and, of course, our great team on this side of the aisle, Gretchen Whitmer the new Democratic Leader and Tupac Hunter my seatmate for the last eight years. I know they will do well, as well as all the new members of this chamber.

I finally would like to wish Governor-elect Rick Snyder and his new administration success working with those who will be going forward in this chamber in the next four or eight years to try to get Michigan back on track, and hopefully, have all of us enjoy a degree of prosperity that we took for granted earlier in our history. The challenges we faced were great and intense, but together we worked through them.

As I leave this chamber today, it is certainly like saying goodbye to an extended family. I know that we will be crossing paths in the future. I want to thank you for all of the courtesies and kindnesses you have extended to me and my staff over the past eight years.

Senator Olshove's statement is as follows:

First of all, I would like to start off and clear up any confusion there might be. I am not Senator Sanborn giving his second farewell speech. It is time to say goodbye. I guess I've always wondered how I got here, and maybe a lot of you wondered how I got here too. To give you a little background on how one would become a political person in this state:

My earliest memories were in the 1950s. I am a 1950s and 1960s kid. I can remember watching on a little black and white television Edward R. Murrow, of all the people to watch on television. He was a great journalist, a great television

personality way back then, and he made some kind of spark or little difference. My father took me to see President Eisenhower. How those things fit together. I used to sit late at night at home on a Sunday evening with a transistor radio listening to "Meet the Press" with Senator Everett Dirksen of Illinois, a great man. John Kennedy made a huge difference in my life. I am a product of the 1960s, and grew up in the 1950s, and the institutions that we saw were overturned, changed, altered, and kicked around in some way in the 1960s. I am a 1960s kid for better or worse.

I remember that I went to Michigan State University. We had a few demonstrations back then. There were demonstrations against the demonstrations. I remember one time coming up to the Capitol up here. I won't tell you what the demonstration was about, but there had to be 5,000 people out there sitting in front of the Capitol. I remember standing there and looking up at these windows wondering who are those people? What do they do there? Why are we here giving them a hard time?

Well, it has been a difficult few years watching this go by. I got involved after that in a odd way with a very good friend of mine, and we sat around on the eastside of Detroit. I'm an eastside kid and came from a working-class family. We made cars, and we worked in factories. We also spent some time in the local pubs. I had the honor and the pleasure at that time of meeting the future Speaker of the House Curtis Hertel. We would argue back and forth sitting around the table having a few. Naturally, I knew everything. I would read the newspaper, and I would tell him that he knew this and I knew that. We would go on and on, and he got elected to the House in 1980. Then I really gave it to him. I used to give it to him all the time. This went on for a few years, and he actually said, "Do you want to come to Lansing and work for me?" Since I knew it all, I figured sure. I'll show up and tell everybody what to do. I ended up over in the House, and I had a little office in a cubicle over there upstairs. I found out that I didn't really have all the answers. This room was full of a lot of colorful old figures. I found out that they were very knowledgeable folks. They knew a lot about a lot of issues. They brought a lot to the table. I sat there and learned. I watched and listened to people, and I took in what I could and learned a few things.

I never thought in a million years that I would ever run for office. It just never occurred to me. I am not sure if I am an extroverted-introvert or an introverted-extrovert. Curtis gave me an opportunity to participate in this process. I was elected and probably my little 15 minutes of fame was in 1992. I was running for my first re-election. It was a very interesting year, probably a lot like this election year. We had the Ross Perot people out there; we had the term-limit people out there; we had the new President running out there; and we had new districts to run in. They came after me pretty hard. They threw everything they could at me. My attitude was that I wasn't going to say anything bad about the other guy. It turned out on election night, about 5:00 a.m. I found out that I had lost the election. They told me I lost by 60 votes. We all know how hard we all work on elections and what goes into it—the door to door, the rain, the insults, the praise, and all that stuff. But I lost. I figured I lost. The thing about it is I lost the House. I kind of felt responsible for it in a certain way.

I walked in on Thursday morning after the election. I felt like the goat. The Democrats had finally turned the House over to the Republicans after 30 years. I went home Thursday night, and my dad and mom were over at the house. He said, "Why don't you just go out to a restaurant and figure out what you are going to do with the rest of your life?" I didn't expect much to change, and then I got this strange phone call. Apparently, there was a party going on in Lansing that I didn't know about that was celebrating the fact that I had won the election. I called Marcia Miller and asked her what was going on. She told me I won. I didn't believe it. So I called the city clerk and asked her what was going on. They had made a mistake, and they had transposed a couple of numbers, two precincts. I won by six votes. Six votes made the difference. For all you folks out there who don't think your vote counts, this story proves it counts.

The consequence of that was everybody who thought they were going to be the chairmen of the new committees over in the House had a problem. Now we had a tie, 55-55. That got to be quite interesting. All the back and forth that I had watched over the years; one party having the upper hand; the other party having the upper hand. It got really interesting.

I remember being over on the floor and one of the Governor's staffers came over and was trying to figure out who could switch from one side of the aisle to the other. One of the Governor's folks came over and said, "Anything you want." It didn't happen, and we couldn't get anybody to flip back and forth. Now we were going to have the Co-Speakers, the co-chairmen, the co-everything. We flipped back and forth every month with a different Speaker. You never knew who was up there; also different chairmen. Could you imagine? It was such an interesting time because it forced people to work together. In recent years, we haven't been very good at it. I was hoping the last election that they would be 55-55 again.

I enjoyed my time in the House. I tried to do some good things and did the best I could. I always felt that when I drove home at night, I wanted my neighbors to think I did a good job. I always tried to do that. I always tried to do the best I could. It was important to me because I knew where I came from. As we all know, that is where we are going. We are going right back to those neighborhoods and to those fine people we have known over the years. I am looking forward to that. I hope I have made a difference in some small way. My goal when I came here was if I could make a little bit of difference with some cynical constituent who didn't like politics like I didn't like politics way back in the 1960s, maybe they would feel a little bit better about government in general. I hope they have.

I remember knocking on a guy's door, and he was mad. He wrote me a letter, and it was an insulting, mean, nasty letter. I thought I would go talk to the guy. I always try to talk to them. He came to the door and I could see him in the kitchen making hamburgers. He looked at me and asked who I was. I said, "I got your letter." We talked and he invited me in.

We ended up having hamburgers and beers together out in the backyard. I felt good about it. He had someone who would listen to him. Obviously, we didn't agree at times, but we came to be good friends over the years. That was one of the highlights of my life.

I always liked going door to door. It was always an adventure. You never knew what was going to happen when the door opened. You learned more about your constituents that way. Before I got elected, you would drive through the neighborhood, and you would pass these houses and wonder who lives there. You never really think about it or much care. When you knock on the door, it is a much different story. Now you get to see a little bit about the human condition in some ways. Somebody comes to the door with a wife who has Alzheimer's, or they come to the door with a kid who is paralyzed or autistic. You name it and they came to the door. I always tried to keep those folks in mind as I went through my career here.

There were a few things that stuck with me. "Landslide Olshove" stuck with me from 1992. Mickey, I'm still stuck with "Two-penny Denny." Those things we all walk away from some day. Let me see who I can thank here who really made a difference in my life. I mentioned my parents. My wife Fran was on the other side of the street when I was going door to door. I could have never gotten elected without her. She probably would have been a better representative than I was. She worked hard, and we worked hard as a family. I want to thank my kids Steven, Michael, Mark, and Ryan. They have kind of put up with a lot—not home tonight and not knowing when I would be home. I regret missing a lot of those events.

I want to thank my extended family. My sisters all helped on campaigns; my friends from years ago. I particularly want to thank Art Miller, my predecessor. Art was here for 27 years for the city of Warren. He is a great guy, and I learned a lot from Art. You can meet him most days in front of the Farnum Building if you haven't met him. I would like to thank Shane Muchmore. When I was in the House, my charge to Shane was to go out there and figure it out and work the town when I couldn't. Jerry Gill has been a great friend over the years. He will be following through with my successor Mr. Bieda. He will be following through with Mr. Bieda's successor and that successor's successor. We can all come back and visit some day, and Jerry will be here. He has been serving this institution for so long. I hope he doesn't write a book. It will have all sorts of interesting things in it. I would like to thank Connie on my staff. Connie, you have been great. Connie has kept me out of trouble and kept me on time. When you are in a parade and you are walking behind a carriage and a horse, people are yelling to say hi to Connie. Connie could get elected. She could run in the district and win. Katie, you have been great. You are newer to the staff. We wish you the best. You have been great.

John Cherry, you have been a counsel and someone I could go to and someone I could watch. You are someone I respect. You have been great. You are someone I would like to be someday, maybe not. You have been a great influence on me.

I would like to wish the new administration the best. We have a lot of problems in Michigan, and you have an opportunity here. It is going to take some doing. I hope whatever we learned in the split House way back when, we keep that in mind. We are going to have a tough time in the next few years.

I should talk briefly about term limits. I'm not afraid to talk about it. I don't care if it affects me or not, to tell you the truth. When I first came in, I came in under the seniority system. I met some grand old people; people who had been in the institution for many years people who you could go and talk to; people like Senator Pappageorge. We lost those people. We don't have any people around here long enough to say what happened 10 or 15 years ago. Even if they are going to tell me that I wasn't going to get what I wanted, they could at least tell me why. I think we ought to revisit, maybe call it 12 years across the board for everybody; at least extended for the House. There are House members I haven't met, and that is embarrassing. Maybe that is my fault. I don't know who they are. They wear these little buttons sometimes, and I am supposed to figure out who they are somehow.

I would like to thank everybody. I look around the room, and I love you all. You have all been fun. Ray, good luck with your bridge. Jason, some day maybe you will tell me what you have been doing on that computer all these years. Jason, thank you for making me a part of many packages we have done. Jim Barcia has taught me everything I ever wanted to know about hunting. Jim, I don't have a gun. Martha, you have been great. You have been a great counsel. I remember when I was sick a few years ago, you kept me in mind. I appreciated that. Liz still expects me to go back and be a hippie in Ann Arbor someday. Gretchen, you have been great taking care of my dad. I expect my dad to be up here on the floor. There will be one Olshove working the floor next Memorial Day. Mike, you have been great. Mike and I go back a while. Mike and I were in Lansing together in 1970. We both looked a little different back then. We were at the same concert in Lake Lansing when they had an amusement park. Mike, you have been a great leader. I never knew much about mining, but I know a little more than I have.

I would like to say something about everybody. Buzz, I have always admired Buzz coming from Detroit. I have seen the situation in Detroit and the tragedy that has happened over the years. I would like to see it get back to where it was when we grew up. I think it is important to this state and for all of us. I would like to see it go back to when I was growing up. I hope it can; I think it will. I'm going to keep looking around and watch everybody. Bruce, you have been great, a great chairman and enjoyed every moment of it. I thought I learned a little bit about the Constitution. I tried. If I ever need an attorney, I will be calling Bruce up.

I just want to say goodbye. I have enjoyed my time here. Most importantly, I would like to thank my constituents from the southern part of Macomb County. They have been great, and they have supported me and trashed me a few times. I understand it goes with the turf. I have always tried to do the best I could for them, and I hope I have left my town a little better, and when I go back, it will be a better place too.

I guess it is time to say goodbye. I must be going. Groucho Marx once said, "I must be going. I would like to stay a day or two. I would like to stay the week through, but I'm telling you I must be going." Goodbye.

Senator Birkholz's statement is as follows:

This has been a long journey, and it seems impossible to put my experience in Lansing into words. But any attempt to do so would have to include the following: fun-filled, frantic, frustrating, and fruitful. The memories are long and the laughter joyous. There are many, many people to thank.

I think of my helping an unknown man getting to know my township and village and introducing him to people and recommending him to my friends as our next State Representative. At the end of the first day, he looked at me and said, "You are very good at this. I hope you will think about running for the Legislature one day, but you need to help me first." I just laughed and shook my head while guiding him to the next door. His name was Paul Hillemonds.

At the time, I was an elected Township Park and Recreation commissioner, and later I would be elected to the Township Board and then treasurer. While serving as township treasurer, my State Representative, Paul Hillemonds, asked me to meet with a person who wanted to run for Congress for our district, and he wanted me to help him. His name was Fred Upton.

Fred promised he would work with our township to attempt to find a solution to Lake Shore Drive that had washed into Lake Michigan in one of the worst storms of the century. Our serving congressman at the time would not even come to see the site, let alone work with us on a solution. Voters remembered that come election day. The lesson is to work with your constituents even if there is no immediate or apparent solution.

I then worked with and for our new Congressman Fred Upton in his Holland office. Later I was appointed to fill the unexpired term of our Allegan County treasurer, Fred Edgerton, who passed away mid-term. Some of you might be familiar with Fred. He was the father of Shelly Edgerton, counsel to the Majority Leader. I served in the position of county treasurer for six years before Speaker Hillemonds called to tell me he would be retiring from the House and that I should consider running.

What a huge decision to make. I had begun work on my master's degree in public administration, was enjoying my position as treasurer, and had been able to make some very positive changes there. I also had my three wonderful and challenging sons to think of. One was completing high school, one was at MSU, and one was at the Mass Maritime Academy in Massachusetts.

But the opportunity to make a difference in our county and state was too great to pass up. I took the challenge, survived a bruising primary, and became Allegan County's first woman State Representative. Those fun days in the House. The Republicans were in the minority, so we sat with the Democrats. We watched daily to see what new duds Keith Stallworth would wear to session. We joked a lot with Ray Basham who late one night, actually early one morning, had a blueback readied to name the State Bird the purple martin. Guess who that was for?

That first term I sat between Representatives Andrew Richner and Andrew Raczkowski. For that public service, I know there are halos in heaven awaiting my arrival. The following term I was honored to be elected Speaker pro tempore by my colleagues, the first woman Republican to serve in the position. I was elected to the position again my last term in the House. But the best memory of our House years was working to get the safe haven for abandoned babies law passed. It was a true bipartisan effort by the women of the House and the Senate. Many of you were part of that. We can all be very proud of the law which continues to make a difference in the lives of so many each year. To date, more than 90 babies since the signing of that bill in January 2001 have been saved. They are now growing and thriving and surrounded by love in adoptive homes.

Then there was my run for the Senate and another bruising primary. But once I arrived, I found that the Senate seems more organized and more civil most of the time. Members have more time to work on issues, really digging into them and studying them more thoroughly. Hearings can be in-depth, and active learning experiences can take place.

I need to thank our former Majority Leader Ken Sikkema who often said rather sternly when I went to him with a concept for legislation—which, by the way, I usually had already worked on for quite awhile—he would say to me very sternly, "What do you want to do now, Senator?" Usually followed by, "Do you have the votes?" I would walk away and work on it.

Our present Majority Leader Mike Bishop, who with his puppy-dog look at me is very polite and ask the same questions, just more gently than Ken. Then he would say work on it, and keep me informed. But there was usually a definite air of skepticism to his words.

The members of the Natural Resources and Environmental Affairs Committee from both my terms deserve a lot of credit too. They patiently sat through some very long, sometimes arduous, committee hearings, sorting through the real and perceived challenges. They also had to understand the sometimes very difficult science behind the bills as we worked to help craft workable real-world compromises to move our state forward while protecting Michigan's natural resources.

From the Great Lakes Compact to the award-winning water withdrawal laws, the wetlands laws to the State Parks Passport. The committee members can be very proud of all they accomplished while tackling some very challenging

items. The members from both sessions include Senators Gerald Van Woerkom, Bruce Patterson, Mike Prusi, Ray Basham, Liz Brater, Jim Barcia, and John Gleason. Thank you for your diligence, hard work, and patience.

Of course, the committee could not do its work without my wonderful, hardworking, and diligent team of Sally Durfee and Bob Wilson. Sally Durfee, as my chief of staff, never gave up working toward reaching consensus on legislation. Bob, who worked on the committee through the Republican Policy Office, is an amazing source of knowledge about conservation, environmental policy, and the legislative process. If I said there has to be a way to do this, they kept on going for me just like the energizer bunny.

Within the policy office, I also need to thank Mike O'Brien, Shelly Edgerton, and Anne Blankenhorn who were indispensable during my term in the Senate.

Then there are the folks behind the scenes who always make us look good: John Bollman for his tremendous effort in drafting legislation, Tom Valli, Fred Doherty, Patsy and Ed, and the team at Science and Tech because with our committee and the work we did, we worked a lot with Science and Tech: Karen East, Michael Campana, Louanna Ammerman, Jackie Langwith, and retired Julie Gales.

Finally, the fantastic team in my Senate office: Maryalene LaPonsie, who began working with us while she was an intern with Western Michigan University and took the bus here once a week, and then we hired her because she was so good. She can write anything. Joy Brewer, one of the best clerks in the Legislature who can keep her chair out of trouble. Amanda Price, a great writer and colleague who soon will become a State Representative in January; and Beth Beebe who has more patience than Job working on my ever-evolving schedule.

I will always be grateful to my three sons who are watching today. They are in Milwaukee, Wisconsin, actually at Harley-Davidson; my son in Chicago; my son in Saugatuck, but is on his way to the south; my daughter-in-law Laurie, who is a practicing physician; and my beautiful new granddaughter Hayden who is just a year old. Thank you for sharing me with my constituents, sometimes when you wanted my undivided attention and I couldn't give it to you.

I want to thank my pastors and faith family who have walked with me through this journey. They have kept me in their prayers through thick and thin, and they have always been there and always helped me. They deserve my deep gratitude.

The memories are long. Some of the stories which I cannot share publicly until after I die will make us laugh. The caucuses filled with strong emotions, occasional tears, great discussions, large arguments, some anger, and, hopefully, closely-held privacy will never leave our minds. The best takeaway that I have is the lesson my mother taught me as a very young child. We are all God's children, and we should treat others as we would like to be treated. If we work that way in the legislative process, we can accomplish good things for the people of our state. We can bring all parties together—both sides of the aisle and both sides of the dome—but we have to listen. We have to communicate honestly, we have to negotiate fairly, and with that and God's help, you can reach reasonable and doable compromises and promote good public policy for our state.

I will miss you all, some of you more than others, but I wish you all the best in your continued journeys. May God bless.

Senator Patterson's statement is as follows:

From Senator Birkholz to Senator Patterson; one might suggest from beauty to the beast. Until this moment, I was of the opinion that I would not offer a farewell speech or remarks. Witness my attire. For that I apologize to the institution. My opinion was based upon a firm belief that mere words would be inadequate to express my thoughts and my feelings. As an attorney and one who has been labeled an orator by others, I will now make an attempt at farewell remarks, assured that I will fail.

It has been an honor and a privilege to serve in the Michigan Legislature—both chambers. The time has passed quickly, but the memories will last forever. If I am to be remembered, let me suggest that I have attempted to be principled, honest, and one governed by his oath of office, which I take very seriously. Constitutional obligations are awesome. If one attempts to undertake a position like this, one must take seriously the purpose for which they serve.

While many other comments are quotable, my thought is that the most succinct phrase for me as an elected representative has been: "We, the People." However, on this occasion, one other phrase seems to be particularly propitious: "Thank you." God bless. Farewell.

The President pro tempore, Senator Richardville, assumed the Chair.

Senator Jelinek's statement is as follows:

Coming in close to the end of statements, it is hard not to be repetitive. However, since I chose not to make a farewell statement when leaving the House eight years ago, I feel I must make a statement today. Fourteen years ago, a very green politician left the public school classroom and came to this great domed building. At the time I decided to run for office, I had no idea of what was coming. I made a commitment to myself to run hard and do my best, and lo and behold, I won. I have strived to maintain that commitment throughout the following years.

It has been like getting on one of those pony express horses and riding fast and hard. What a fantastic ride it has been. I hope that my input has always been helpful and useful to others. I am certainly grateful to the voters of the 78th House District and also to the people of the 21st Senate District who gave me the honor of serving them.

My work here would not have been possible without the outstanding help and guidance of a great office staff. This staff makes a composite of 141 years of service to the Legislature. Two people in my office, Patty Bellows and Tracy Tabor, adopted me 14 years ago and have kept me on the straight and narrow ever since. I cannot adequately express my gratitude to them for their help and patience toward me. Can you imagine anyone putting up with me for 14 years? Now they are both retiring. I wish them my best wishes for the future as I award them these tributes. Also on my staff is Connie Burgess, who for the last five years or so has been a great person who has done great work and always made me look good. Then there is Nancy Vriebel. Over the last four years, Nancy has been invaluable to me as a friend and a confidant, well versed on budgets and a very great asset to this body. Also I have Bob Wiegel, my district staff member, who is not able to be here today. Bob has done a great job representing me at home and keeping constituents informed. Two staff members who have left over the years for further opportunities were Jessica Adler and Chris Seibenmark. Both were invaluable to my office, and I thank them.

These past years have been fun and exciting with many opportunities to lead and to serve. They also included the one darkest time in my life. You all came forward and gave me encouragement that was truly meaningful to me. I feel a closeness and gratefulness to every member in this room for your kindness. It will never be forgotten.

If I were to name names of people for specific deeds, I would certainly leave someone out, so let me just say thank you to you all. One person I must name is the person who helped me through a tough time, far beyond simple friendship. He was my leaning post. Today I want to thank former Representative Mike Pumford from the bottom of my heart.

We did accomplish some very good things in these chambers. We balanced budgets, we reduced some spending, and we fixed some laws. My regret is that we did not fix the school infrastructure problem in this state. All children deserve healthy, safe, friendly buildings to go to school. I also regret that we couldn't protect all of our children from those who would pick on them. No person should be subjected to criticism or physical abuse from another person in a free, under God, democratic society; not for any reason.

Again, I am grateful for the opportunities I have had to serve and thankful that I was born in the greatest country and land of opportunity in the world. We live in a great state in a great country. May those who come after us always remember that God has made this possible for us.

Recently, I was informed that I must sign up for Medicare, and I might as well do Social Security also. So now I am officially a member of the old geezer club. So now it is time to slow down that pony express horse, pick up my wonderful wife Dee, and ride off into the sunset and back to the farm with the good memories and accomplishments I have. I wish you all the very best in life, and may God bless each and every one of you.

Senator Cropsey moved that Senator Kuipers be temporarily excused from the balance of today's session. The motion prevailed.

By unanimous consent the Senate returned to the order of
General Orders

Senator Cropsey moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Richardville, designated Senator George as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Richardville, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

House Bill No. 4431, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending sections 239 and 239a (MCL 750.239 and 750.239a), section 239a as added by 1996 PA 496.

House Bill No. 5622, entitled

A bill to amend 1986 PA 32, entitled "Emergency 9-1-1 service enabling act," by amending section 408 (MCL 484.1408), as amended by 2010 PA 206.

House Bill No. 6153, entitled

A bill to make, supplement, and adjust appropriations for the department of state police for the fiscal year ending September 30, 2010; to provide for the expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

The bills were placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Cropsey moved that the following bills be placed at the head of the Third Reading of Bills calendar:

House Bill No. 5977

House Bill No. 5979

House Bill No. 5988

House Bill No. 5989

House Bill No. 5998

House Bill No. 5368

House Bill No. 6232

House Bill No. 6206

House Bill No. 6389

House Bill No. 5926

House Bill No. 5661

House Bill No. 5667

House Bill No. 5461

The motion prevailed.

Senator Brater asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Brater's statement is as follows:

This honorable soldier was First Lieutenant Joel C. Gentz who was actually killed in action quite a few months ago, but we were trying to arrange a day when his family could come up here. They are coming to the House this afternoon, so I wanted to get these words into the Senate Journal before they arrived. I appreciate your attention. This is a tribute in memory of Joel Gentz:

"LET IT BE KNOWN, That it is with great honor we join the family and friends of First Lt. Joel C. Gentz in commemorating and remembering his life. Although his life ended prematurely, Lt. Joel Gentz will forever be remembered for the optimistic spirit he instilled in all those he encountered. Lt. Joel Gentz fell with four of his fellow soldiers, June 9, 2010, while fighting for our nation during his commission in Afghanistan. He will be greatly missed.

After his graduation from Chelsea High School, Lt. Joel Gentz went on to graduate, with honors, from Purdue University. By earning his degree in aerospace engineering, he established the foundation for a bright future. Among his many extracurricular activities, Lt. Joel Gentz was an active member of ROTC. As the recipient of the Warrior Spirit Award every year during his training, he was admired by his fellow ROTC cadets for the outstanding strength, perseverance, and positive attitude he brought to this rigorous training. His physical and mental discipline brought him the distinction of a black belt in tae kwon do, a merit that is successfully achieved by few.

Lt. Joel Gentz is survived by his mother Judith, father Steven, brother Jared, sister Rachel, and loving wife Kathryn. They have reason to be proud of the extraordinary contribution Lt. Joel Gentz made to our society. Because of his commitment to his family and his nation, we will remember his dedication to protecting all that we as Americans hold dear. His mother, Judith Gentz, recalls her son as a 'peacemaker.'

IN SPECIAL TRIBUTE, Therefore, This document is signed and dedicated to offer our highest recognition in memorial to the life of First Lt. Joel C. Gentz. Our state and country are changed by the service and sacrifice he has given. We join the many who remember Lt. Joel Gentz as a person who always gave his best no matter what he was doing. May his life be forever remembered as an example to us all."

A moment of silence was observed in memory of First Lieutenant Joel C. Gentz.

The following bill was read a third time:

House Bill No. 5977, entitled

A bill to amend 1957 PA 200, entitled "An act to provide for the creation by 2 or more municipalities of an intermunicipality committee for the purpose of studying area problems; and to provide authority for the committee to receive gifts and grants," by amending section 2 (MCL 123.632).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 582**Yeas—34**

Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	McManus	Scott
Birkholz	Gilbert	Nofs	Stamas
Bishop	Gleason	Olshove	Switalski
Brater	Hardiman	Pappageorge	Thomas
Brown	Hunter	Patterson	Van Woerkom
Cassis	Jacobs	Prusi	Whitmer
Clark-Coleman	Jansen		

Nays—0**Excused—1**

Kuipers

Not Voting—2

Allen

Clarke

In The Chair: Richardville

Senator Cropsey moved that Senator Allen be temporarily excused from the balance of today's session.
The motion prevailed.

Senator Thomas moved that Senator Clarke be excused from today's session.
The motion prevailed.

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5979, entitled

A bill to amend 2004 PA 530, entitled "Historical neighborhood tax increment finance authority act," by amending section 3 (MCL 125.2843).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 583**Yeas—34**

Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	McManus	Scott
Birkholz	Gilbert	Nofs	Stamas

Bishop	Gleason	Olshove	Switalski
Brater	Hardiman	Pappageorge	Thomas
Brown	Hunter	Patterson	Van Woerkom
Cassis	Jacobs	Prusi	Whitmer
Clark-Coleman	Jansen		

Nays—0

Excused—3

Allen	Clarke	Kuipers
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Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the establishment of a historical neighborhood tax increment finance authority; to prescribe the powers and duties of the authority; to correct and prevent deterioration in neighborhoods and certain other areas; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans and development areas; to promote residential and economic growth; to create a board; to prescribe the powers and duties of the board; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to prescribe powers and duties of certain state officials; to provide for rule promulgation; and to provide for enforcement of the act.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5988, entitled

A bill to amend 1987 PA 231, entitled “An act to create a transportation economic development fund in the state treasury; to prescribe the uses of and distributions from this fund; to create the office of economic development and to prescribe its powers and duties; to prescribe the powers and duties of the state transportation department, state transportation commission, and certain other bodies; and to permit the issuance of certain bonds,” by amending section 1 (MCL 247.901), as amended by 1991 PA 188.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 584

Yeas—34

Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	McManus	Scott
Birkholz	Gilbert	Nofs	Stamas
Bishop	Gleason	Olshove	Switalski
Brater	Hardiman	Pappageorge	Thomas
Brown	Hunter	Patterson	Van Woerkom
Cassis	Jacobs	Prusi	Whitmer
Clark-Coleman	Jansen		

Nays—0

Excused—3

Allen

Clarke

Kuipers

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5989, entitled

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending section 2 (MCL 125.2152), as amended by 2009 PA 162.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 585

Yeas—34

Anderson

Cropsey

Jelinek

Richardville

Barcia

Garcia

Kahn

Sanborn

Basham

George

McManus

Scott

Birkholz

Gilbert

Nofs

Stamas

Bishop

Gleason

Olshove

Switalski

Brater

Hardiman

Pappageorge

Thomas

Brown

Hunter

Patterson

Van Woerkom

Cassis

Jacobs

Prusi

Whitmer

Clark-Coleman

Jansen

Nays—0

Excused—3

Allen

Clarke

Kuipers

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to encourage local development to prevent conditions of unemployment and promote economic growth; to provide for the establishment of local development finance authorities and to prescribe their powers and duties; to provide for the creation of a board to govern an authority and to prescribe its powers and duties; to provide for the creation and implementation of development plans; to authorize the acquisition and disposal of interests in real and personal property; to permit the issuance of bonds and other evidences of indebtedness by an authority; to prescribe powers and duties of certain public entities and state officers and agencies; to reimburse authorities for certain losses of tax increment revenues; and to authorize and permit the use of tax increment financing.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5998, entitled

A bill to amend 1974 PA 338, entitled “Economic development corporations act,” by amending section 3 (MCL 125.1603), as amended by 1985 PA 154.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 586

Yeas—34

Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	McManus	Scott
Birkholz	Gilbert	Nofs	Stamas
Bishop	Gleason	Olshove	Switalski
Brater	Hardiman	Pappageorge	Thomas
Brown	Hunter	Patterson	Van Woerkom
Cassis	Jacobs	Prusi	Whitmer
Clark-Coleman	Jansen		

Nays—0

Excused—3

Allen	Clarke	Kuipers
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Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the creation of public economic development corporations; to prescribe their powers and duties; to provide for their dissolution; to provide for the issuance of notes and other evidence of indebtedness; to provide for the issuance of bonds; to validate bonds, notes, and other evidence of indebtedness; to provide for condemnation of property; to provide for the undertaking of projects relative to the economic development of municipalities; to provide for loans, grants, transfers, and conveyances of funds and property by municipalities, and disbursement of certain funds to public economic development corporations; to provide for the creation of subsidiary neighborhood development corporations by certain economic development corporations; to provide for the receipt by public economic development corporations of funds and property; to provide for industrial and commercial enterprises and for enterprises involved in

housing or neighborhood improvement, and furnishings, equipment, and machinery for the industrial and commercial enterprises and housing; to validate the incorporation of de facto economic development corporations and all actions of the de facto corporations; and to provide savings provisions.”

The Senate agreed to the full title.

Senator Jansen asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Jansen’s statement is as follows:

Today, I am happy for Marcie and sad for myself. This is for Marcie Petersen in my office. She is going to retire. This is kind of hard. I just want to say a few things that are on the tribute. A little while ago, I heard Senator Olshove talk about 1992 and 1993. That is actually when Marcie started her career in the Legislature. Although she is a California girl, she decided to come to Michigan. She began her career in 1993, and I met her first when she was working for Co-Speaker of the House Paul Hillegonds. She has worked for Republican Leader Sikkema in the House and came to the Senate in 1999 and worked for Senate Majority Leader Ken Sikkema. She took a step down and came to work for me. She has been with me for my first term.

Marcie is one of those wonderful people who no matter where you are and no matter where you meet her, she is always smiling. She always has something happy to say or something happy to share. She just lifts up your day somehow, somehow. She has been gifted that way, and she is not afraid to share it with individuals. She is probably not liking this moment right now. In fact, she tried to get us not to do this. I said that I am the Senator, and we will do this—stop it.

She has just been a fantastic employee, and I would consider her a friend. She has done all the tributes, phone calls, and letters. She has a gift of writing. One piece of trivia that I found out about her when she worked in one of the offices, she enjoyed taking a phone call from a certain gentleman named Ted Nugent who loved to talk about hunting. She loves volleyball. She has a wonderful family. She has two daughters, Molly and Megan, and is married to Dave, who is a retired sergeant with 13 years in the Marine Corps and nine years in the Army National Guard. His specialty was avionics. They have a beautiful family, and that is very important to her and her family. They go to California every year and meet up with her sister and their kids.

She has been here 18 years, and I think in the future, those kind of numbers are going to be harder and harder to find. I just want to thank Marcie for all of her dedication and love she has put into the House and the Senate. Many of you know her, and she doesn’t like this attention. She wants me to stop right now. I want everyone to know that we need more Marcies in the Legislature. I know we have many, but we are going to miss her very much. Join me in thanking her for her service.

Senator Thomas moved that Senator Brater be temporarily excused from the balance of today’s session.

The motion prevailed.

The following bill was read a third time:

House Bill No. 5368, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending sections 8501, 8517, and 8520 (MCL 324.8501, 324.8517, and 324.8520), section 8501 as amended by 2008 PA 13, section 8517 as amended by 2008 PA 14, and section 8520 as added by 2006 PA 503, and by adding sections 8512b, 8512f, and 8512g.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 587

Yeas—32

Anderson	Cropsey	Jansen	Richardville
Barcia	Garcia	Jelinek	Sanborn
Basham	George	Kahn	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Olshove	Switalski
Brown	Hardiman	Pappageorge	Thomas
Cassis	Hunter	Patterson	Van Woerkom
Clark-Coleman	Jacobs	Prusi	Whitmer

Nays—1

Nofs

Excused—4

Allen

Brater

Clarke

Kuipers

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6232, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending section 642a (MCL 168.642a), as amended by 2005 PA 71.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 588

Yeas—32

Anderson
Barcia
Basham
Birkholz
Bishop
Brown
Cassis
Clark-Coleman

Cropsey
Garcia
George
Gilbert
Gleason
Hardiman
Jacobs
Jansen

Jelinek
Kahn
McManus
Nofs
Olshove
Pappageorge
Patterson
Prusi

Richardville
Sanborn
Scott
Stamas
Switalski
Thomas
Van Woerkom
Whitmer

Nays—0

Excused—4

Allen

Brater

Clarke

Kuipers

Not Voting—1

Hunter

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6206, entitled

A bill relating to the promotion of convention business and tourism in this state; to provide for regional tourism and convention marketing and promotion programs in certain areas; to provide for imposition and collection of assessments on the owners of transient facilities to support tourism and convention marketing and promotion programs; to provide for the disbursement of the assessments; to establish the functions and duties of certain state departments and employees; and to prescribe penalties and remedies.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 589**Yeas—31**

Anderson	Garcia	Kahn	Sanborn
Barcia	George	McManus	Scott
Basham	Gilbert	Nofs	Stamas
Birkholz	Gleason	Olshove	Switalski
Bishop	Hardiman	Pappageorge	Thomas
Brown	Hunter	Patterson	Van Woerkom
Clark-Coleman	Jacobs	Prusi	Whitmer
Cropsey	Jelinek	Richardville	

Nays—2

Cassis	Jansen
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Excused—4

Allen	Brater	Clarke	Kuipers
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Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.
 The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 6389, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 14 of chapter XI (MCL 771.14), as amended by 2000 PA 279.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 590

Yeas—32

Anderson	Garcia	Jelinek	Richardville
Barcia	George	Kahn	Sanborn
Basham	Gilbert	McManus	Scott
Birkholz	Gleason	Nofs	Stamas
Bishop	Hardiman	Olshove	Switalski
Brown	Hunter	Pappageorge	Thomas
Cassis	Jacobs	Patterson	Van Woerkom
Cropsey	Jansen	Prusi	Whitmer

Nays—0

Excused—4

Allen	Brater	Clarke	Kuipers
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Not Voting—1

Clark-Coleman

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings

for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5926, entitled

A bill to amend 2006 PA 110, entitled “Michigan zoning enabling act,” by amending sections 208, 601, and 606 (MCL 125.3208, 125.3601, and 125.3606), as amended by 2008 PA 12.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 591

Yeas—33

Anderson	Garcia	Jelinek	Richardville
Barcia	George	Kahn	Sanborn
Basham	Gilbert	McManus	Scott
Birkholz	Gleason	Nofs	Stamas
Bishop	Hardiman	Olshove	Switalski
Brown	Hunter	Pappageorge	Thomas
Cassis	Jacobs	Patterson	Van Woerkom
Clark-Coleman	Jansen	Prusi	Whitmer
Cropsey			

Nays—0

Excused—4

Allen	Brater	Clarke	Kuipers
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Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion did not prevail, 2/3 of the members serving not voting therefor.

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to codify the laws regarding local units of government regulating the development and use of land; to provide for the adoption of zoning ordinances; to provide for the establishment in counties, townships, cities, and villages of zoning districts; to prescribe the powers and duties of certain officials; to provide for the assessment and collection of fees; to authorize the issuance of bonds and notes; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5661, entitled

A bill to amend 1989 PA 196, entitled “An act to abolish the criminal assessments commission; to prescribe certain duties of the crime victim services commission; to create the crime victim’s rights fund; to provide for expenditures from

the fund; to provide for assessments against criminal defendants and certain juvenile offenders; to provide for payment of crime victim's rights services; and to prescribe the powers and duties of certain state and local agencies and departments," by amending section 5 (MCL 780.905), as amended by 2005 PA 315.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 592**Yeas—29**

Anderson	George	Kahn	Richardville
Barcia	Gleason	McManus	Sanborn
Basham	Hardiman	Nofs	Stamas
Birkholz	Hunter	Olshove	Switalski
Bishop	Jacobs	Pappageorge	Thomas
Brown	Jansen	Patterson	Van Woerkom
Cropsey	Jelinek	Prusi	Whitmer
Garcia			

Nays—2

Clark-Coleman	Scott
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Excused—4

Allen	Brater	Clarke	Kuipers
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Not Voting—2

Cassis	Gilbert
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In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the title of the bill.

Senator Cropsey moved to reconsider the vote by which the bill was passed.

The motion prevailed, a majority of the members serving voting therefor.

Senator Brater entered the Senate Chamber.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 593**Yeas—31**

Anderson	Garcia	Jelinek	Richardville
Barcia	George	Kahn	Sanborn

Basham	Gilbert	McManus	Stamas
Birkholz	Gleason	Nofs	Switalski
Bishop	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer
Cropsey	Jansen	Prusi	

Nays—3

Brater	Clark-Coleman	Scott
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Excused—3

Allen	Clarke	Kuipers
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Not Voting—0

In The Chair: Richardville

Senator Brater stated that had she been present on earlier today when the vote was taken on the passage of the following bill, she would have voted “yea”:

House Bill No. 5368

Senator Kuipers entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 5667, entitled

A bill to amend 1976 PA 223, entitled “An act to create an agency concerned with crime victim services; to prescribe its powers and duties; to provide compensation to certain victims of crimes; to provide for the promulgation of rules; and to provide for penalties,” by amending section 11 (MCL 18.361), as amended by 2008 PA 390.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 594**Yeas—35**

Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer
Clark-Coleman	Jansen	Prusi	

Nays—0

Excused—2

Allen

Clarke

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the title of the bill.

The Assistant President pro tempore, Senator Sanborn, assumed the Chair.

The following bill was read a third time:

House Bill No. 5461, entitled

A bill to provide for the establishment of a private source of funding for public infrastructure; to prescribe the powers and duties of certain public entities; to finance public infrastructure through public and private sources; to authorize the acquisition and disposal of interests in real and personal property; to authorize certain public and private entity partnerships; to authorize the creation and implementation of certain plans and negotiated benefit areas; to promote economic development; to authorize the use of tax increment financing; to prescribe powers and duties of certain state and local officials; to provide for rule promulgation; and to provide for enforcement of the act.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 595

Yeas—35

Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer
Clark-Coleman	Jansen	Prusi	

Nays—0

Excused—2

Allen

Clarke

Not Voting—0

In The Chair: Sanborn

Senator Cropsey moved to reconsider the vote by which the bill was passed.
 The question being on the motion to reconsider,
 Senator Cropsey moved that further consideration of the bill be postponed temporarily.
 The motion prevailed.

Senator Cropsey moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage at the head of the Third Reading of Bills calendar:

House Bill No. 5622

House Bill No. 6153

House Bill No. 4431

The motion prevailed, a majority of the members serving voting therefor.

Senator Allen entered the Senate Chamber.

The following bill was read a third time:

House Bill No. 5622, entitled

A bill to amend 1986 PA 32, entitled "Emergency 9-1-1 service enabling act," by amending section 408 (MCL 484.1408), as amended by 2008 PA 48.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 596

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Sanborn

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to provide for the establishment of emergency 9-1-1 districts; to provide for the installation, operation, modification, and maintenance of universal emergency 9-1-1 service systems; to provide for the imposition and collection of certain charges; to provide the powers and duties of certain state agencies, local units of government, public officers, service suppliers, and others; to create an emergency 9-1-1 service committee; to provide remedies and penalties; and to repeal acts and parts of acts,"

The Senate agreed to the full title.

Recess

Senator Cropsey moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 12:53 p.m.

1:01 p.m.

The Senate was called to order by the Assistant President pro tempore, Senator Sanborn.

The following bill was read a third time:

House Bill No. 6153, entitled

A bill to make, supplement, and adjust appropriations for the department of state police for the fiscal year ending September 30, 2010; to provide for the expenditure of the appropriations; and to prescribe certain conditions for the appropriations.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 597**Yeas—35**

Allen	Clark-Coleman	Jansen	Richardville
Anderson	Cropsey	Jelinek	Sanborn
Barcia	Garcia	Kahn	Scott
Basham	George	McManus	Stamas
Birkholz	Gilbert	Nofs	Switalski
Bishop	Gleason	Olshove	Thomas
Brater	Hardiman	Pappageorge	Van Woerkom
Brown	Hunter	Patterson	Whitmer
Cassis	Jacobs	Prusi	

Nays—0**Excused—1**

Clarke

Not Voting—1

Kuipers

In The Chair: Sanborn

Senator Cropsey moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

Senator Cropsey moved that Senator Kuipers be temporarily excused from the balance of today's session.
The motion prevailed.

authorize the creation and implementation of certain plans and negotiated benefit areas; to promote economic development; to authorize the use of tax increment financing; to prescribe powers and duties of certain state and local officials; to provide for rule promulgation; and to provide for enforcement of the act.

(This bill was passed earlier today and the motion to reconsider the vote postponed. See p. 2059.)

The question being on the motion to reconsider the vote by which the bill was passed,

The motion prevailed, a majority of the members serving voting therefor.

The question being on the passage of the bill,

Senator Cassis offered the following amendment:

1. Amend page 13, line 20, after “body” by inserting “shall conduct a public hearing on the proposed tax increment financing plan and”.

The amendment was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 599

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Sanborn

Senator Cropsey moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.
 The Senate agreed to the title of the bill.

By unanimous consent the Senate returned to the order of
Motions and Communications

House Bill No. 4961, entitled

A bill to amend 1964 PA 286, entitled “An act to provide for the organization, powers, and duties of the state transportation commission and the state transportation department; to provide for the appointment, powers, and duties of the state transportation director; to abolish the office of state highway commissioner and the commissioner’s advisory board and to transfer their powers and duties; to provide for penalties and remedies; and to repeal certain acts and parts of acts,” by amending the title and sections 1, 6a, 7, 7a, and 10 (MCL 247.801, 247.806a, 247.807, 247.807a, and 247.810), the title as amended by 1984 PA 398 and section 7a as amended by 1981 PA 122, and by adding sections 7b, 7c, 7d, 7e, 7f, 7g, 7h, and 7i.

(The motion was made on November 30 to discharge the Committee on Transportation and consideration postponed. See Senate Journal No. 94, p. 2037.)

The question being on the motion to discharge the Committee on Transportation from further consideration of the bill, On which motion Senator Basham requested the yeas and nays.

The yeas and nays were ordered, 1/5 of the members present voting therefor.

The motion did not prevail, a majority of the members serving not voting therefor, as follows:

Roll Call No. 600**Yeas—11**

Anderson	Clark-Coleman	Jacobs	Switalski
Basham	Gleason	Prusi	Whitmer
Brater	Hunter	Scott	

Nays—23

Allen	Garcia	Kahn	Patterson
Birkholz	George	Kuipers	Richardville
Bishop	Gilbert	McManus	Sanborn
Brown	Hardiman	Nofs	Stamas
Cassis	Jansen	Olshove	Van Woerkom
Cropsey	Jelinek	Pappageorge	

Excused—1

Clarke

Not Voting—2

Barcia	Thomas
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In The Chair: Sanborn

The President pro tempore, Senator Richardville, resumed the Chair.

Senators Basham, Gilbert and Kahn asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Basham's first statement is as follows:

There are a number of reasons why we should discharge the DRIC legislation. The DRIC is a project about maintaining jobs and creating jobs in the heartland of the world's most important trading relationship since 1988's free trade deal was implemented. Two-way trade has tripled, the local border handles 30 percent of Canada-U.S. trade, and \$130 billion moves through Windsor and Detroit. That is about as much as the next three busiest bridge crossings combined.

Bilateral trade supports more than 8 million U.S. jobs, including 220,000 Michigan jobs. Canada is Michigan's largest trading partner. They purchase 28 percent of Michigan's foreign-bound goods. In 2008, trade between Canada and Michigan reached \$67.4 billion. Commercial truck traffic will increase by more than 100 percent by 2035.

The DRIC bridge is the only project that is literally ready to roll. Both the Obama and Harper governments have made it clear that they are committed to protecting and fostering what is the world's closest and most expensive trading partner. Another reason to discharge this bill.

Unemployment benefits ran out yesterday. There are plenty of unemployed people who would love those good-paying, prevailing-wage jobs building a new bridge between Michigan and Canada. Another reason to discharge this bill.

There have been comments about not enough knowledge about the complexities of this DRIC project. This issue has been vetted for seven years. I know I can't have a prop here at the podium, but if you look over to my desk, you will see books and books of briefs MDOT has submitted to this legislative body, including 2006, 2008, and May 1, 2010. Another reason to discharge this bill, Mr. President.

Also there were arguments made about Canada. First of all, that it wasn't going to take taxpayer dollars. Canada said that it will pay up to \$550 million for this project.

Another reason to discharge this bill is homeland security reasons. The idea of floating a bridge across the Detroit River has been vetted. Again, another reason to discharge this bill.

There are many court cases about this piece of legislation. One of the federal court judges said in his more than 33 years as a judicial officer, the DIBC may be entitled to its recognition as a party who has devised the most creative schemes to delay compliance with the court order. The DIBC schemes failed, as they lacked support in the law of U.S. Federal Circuit Court; therefore, DIBC is not entitled to receive the court's jurisdiction. So it's another reason to discharge this bill here today in this legislative body. Members should vote on this most important issue.

Senator Gilbert's statement is as follows:

This discharge motion kind of reminds me of a dog chasing a car. What is he going to do when he gets a hold of it? This bill is not ready to go. This House bill was not DRIC-specific. It creates P3s in all kinds of different circumstances. We never vetted the whole P3 process. All during that 10 hours of testimony, we talked about DRIC. It does not protect the taxpayer, and after 10 hours of testimony, it was clear that this bill was not ready to go. Any other work we have done on it since, I do believe there is more work to do. This is too big to rush, and I urge you to vote "no" on the discharge.

Senator Basham's second statement is as follows:

I would like to speak to the comments made by my good colleague and friend across the aisle. On a previous legislative day, I made a comment about never wanting to rush an undertaker. I think today it is time to start the undertaker to do, in fact, what he is sent up here to do and support his colleague across the aisle. We have worked on this legislation bipartisanly, and we do have a substitute bill for the House bill that addresses all those concerns that he mentioned. If we have a chance to have up-or-down votes on this legislation and add the substitute language that he had done with members who had concern with this legislation; if we are allowed to add that to the House bill, this would complete a process that has been worked on for many years with his office.

I would ask him to think about working across the aisle just a little bit more and that we actually rush this job and put people back to work.

Senator Kahn's statement is as follows:

I appreciate the good Senator from the 8th District's passion for this subject. He and the chamber need to recognize that a last-minute substitute on the last day of session without a hearing and without members having an opportunity to examine it is bad precedent for legislation, particularly of this magnitude. That ignores all the inherent weaknesses of the entire concept. There is no way that something of this manner should be voted for. I urge that it be rejected.

By unanimous consent the Senate proceeded to the order of

Conference Reports

House Bill No. 4932, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 310b (MCL 750.310b), as added by 1996 PA 539.

The House of Representatives has adopted the report of the Committee of Conference.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 4932, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 310b (MCL 750.310b), as added by 1996 PA 539.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 310b (MCL 750.310b), as added by 1996 PA 539.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 310b. (1) This chapter does not apply to a redemption game if all of the following conditions are met:

- (a) The outcome of the game is determined through the application of an element of skill by the player.
- (b) The award of the prize is based upon the player's achieving the object of the game or otherwise upon the player's score.
- (c) Only noncash prizes, toys, novelties, or coupons or other representations of value redeemable for noncash prizes, toys, or novelties are awarded. **A GIFT CARD MAY BE AWARDED UNDER THIS SUBDIVISION IF ALL OF THE**

FOLLOWING APPLY:

- (i) **THE GIFT CARD IS USABLE ONLY AT A RETAILER OR AN AFFILIATED GROUP OF RETAILERS.**
- (ii) **THE GIFT CARD IS ISSUED IN A SPECIFIED AMOUNT.**
- (iii) **THE GIFT CARD IS REDEEMABLE ONLY FOR GOODS AND SERVICES AVAILABLE FROM THE RETAILER OR RETAILERS AND NOT FOR CASH.**
- (iv) **INFORMATION ON THE GIFT CARD MAY NOT BE ALTERED WITH THE USE OF A PERSONAL IDENTIFICATION NUMBER.**

- (d) The wholesale value of a prize, toy, or novelty awarded for the successful single play of a game is not more than \$3.75.
- (e) The redemption value of coupons or other representations of value awarded for the successful single play of a game does not exceed 15 times the amount charged for a single play of the game or **A \$3.75-PER-PLAY AVERAGE**, whichever is less. However, players may accumulate coupons or other representations of value for redemption for noncash prizes, toys, or novelties of a greater value up to, but not exceeding, ~~\$250.00~~ **\$500.00** wholesale value.

(2) As used in this section, "redemption game" means a single player or ~~multi-player~~ **MULTIPLAYER** mechanical, electronic, or manual amusement device involving a game, the object of which is throwing, rolling, bowling, shooting, placing, propelling, or stopping a ball or other object into, upon, or against a hole or other target. Redemption game does not include either of the following:

(a) ~~Games~~ **A GAME** such as roulette, beano, cards, dice, ~~wheels~~ **WHEEL** of fortune, video poker, ~~A slot machines~~ **MACHINE**, or ~~other games~~ **ANOTHER GAME** in which winning depends primarily upon fortuitous or accidental circumstances beyond the control of the player.

(b) A game that includes a mechanical or physical device ~~which~~ **THAT** directly or indirectly impairs or thwarts the skill of the player.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to amend 1931 PA 328, entitled "An act to revise, consolidate, codify, and add to the statutes relating to crimes; to define crimes and prescribe the penalties and remedies; to provide for restitution under certain circumstances; to provide for the competency of evidence at the trial of persons accused of crime; to provide immunity from prosecution for certain witnesses appearing at criminal trials; to provide for liability for damages; and to repeal certain acts and parts of acts inconsistent with or contravening any of the provisions of this act," by amending section 310b (MCL 750.310b), as added by 1996 PA 539.

Bert Johnson
Harold Haugh
Tory Rocca
Conferees for the House

Alan Sanborn
Randy Richardville
Samuel Buzz Thomas III
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day, Senator Cropsy moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 601

Yeas—27

Anderson
Barcia

Garcia
Gilbert

Kuipers
McManus

Scott
Stamas

Basham	Gleason	Nofs	Switalski
Bishop	Jacobs	Olshove	Thomas
Brater	Jansen	Prusi	Van Woerkom
Clark-Coleman	Jelinek	Richardville	Whitmer
Cropsey	Kahn	Sanborn	

Nays—9

Allen	Cassis	Hardiman	Pappageorge
Birkholz	George	Hunter	Patterson
Brown			

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

By unanimous consent the Senate returned to the order of

General Orders

Senator Cropsey moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Richardville, designated Senator George as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Richardville, having resumed the Chair, the Committee reported back to the Senate, favorably and with amendment, the following bill:

House Bill No. 5327, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 9f (MCL 211.9f), as amended by 2008 PA 573.

The following is the amendment recommended by the Committee of the Whole:

1. Amend page 8, following line 20, by inserting:

“Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 95th Legislature are enacted into law:

(a) Senate Bill No. 796.

(b) Senate Bill No. 889.”.

The Senate agreed to the amendment recommended by the Committee of the Whole, and the bill as amended was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with amendment, the following bill:

House Bill No. 4119, entitled

A bill to amend 1893 PA 206, entitled “The general property tax act,” by amending section 59 (MCL 211.59), as amended by 2006 PA 626.

The following is the amendment recommended by the Committee of the Whole:

1. Amend page 4, following line 18, by inserting:

“Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 95th Legislature are enacted into law:

(a) Senate Bill No. 796.

(b) Senate Bill No. 889.”.

The Senate agreed to the amendment recommended by the Committee of the Whole, and the bill as amended was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Cropsey moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage at the head of the Third Reading of Bills calendar:

House Bill No. 4119

House Bill No. 5327

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

House Bill No. 4119, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 59 (MCL 211.59), as amended by 2006 PA 626.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 602

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts."

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5327, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," by amending section 9f (MCL 211.9f), as amended by 2008 PA 573.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 603

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to provide for the assessment of rights and interests, including leasehold interests, in property and the levy and collection of taxes on property, and for the collection of taxes levied; making those taxes a lien on the property taxed, establishing and continuing the lien, providing for the sale or forfeiture and conveyance of property delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; to provide for the establishment of a delinquent tax revolving fund and the borrowing of money by counties and the issuance of notes; to define and limit the jurisdiction of the courts in proceedings in connection with property delinquent for taxes; to limit the time within which actions may be brought; to prescribe certain limitations with respect to rates of taxation; to prescribe certain powers and duties of certain officers, departments, agencies, and political subdivisions of this state; to provide for certain reimbursements of certain expenses incurred by units of local government; to provide penalties for the violation of this act; and to repeal acts and parts of acts,".

The Senate agreed to the full title.

Recess

Senator Cropsey moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 1:44 p.m.

3:43 p.m.

The Senate was called to order by the President pro tempore, Senator Richardville.

By unanimous consent the Senate returned to the order of
Statements

Senators Cropsey, Scott, Thomas, Prusi, Clark-Coleman and Bishop asked and were granted unanimous consent to make statements and moved that the statements be printed in the Journal.

The motion prevailed.

Senator Cropsey's statement is as follows:

This is one of those things where you say how on earth do you cut things down after you have been here 22 of the last 32 years in the Legislature? How do you say thanks to people you need to say thanks to? There are so many people, and it is such a wonderful place to work—the House and the Senate; yes, even with the Governor's staff. Lynn Owen, one of my best memories was in the backroom here where we were yelling at each other and Mike Bishop had to go back there and close the door. I think he is the only person who got me to lose my cool. I just wanted to say to Lynn Owen, congratulations.

The Senate staff, Carol Viventi and her staff: the bill clerks, the people who keep the video rolling and the sound system going and the computers running, and you can call them up when you forget what your password is and find out what was my password.

The Legislative Service Bureau and the terrific job they do in drafting legislation. I know when I was chairman of the Judiciary Committee, I think I kept a whole section of them busy with just that committee alone.

The sergeants, Mike Ferland and all the sergeants who do a marvelous job in protecting this place. I actually have known Mike since he was in high school. We are going to leave it at that.

The Fiscal Agency staff—we have a terrific staff. There are three people in particular on that staff I have worked with. On the Corrections budget, I worked with Bethany Wixall and Matt Grabowski, both top professionals who worked with us on a very tough budget. On the capital outlay budget and Judiciary, I worked with Bill Bowerman, calling him at home and discussing issues late at night. He was always there and always helpful. Bill, I hope you will give our apologies to your wife.

Our Communications staff: Kendall Wingrove, the work that you do behind the scenes with interns and teaching the young people how to communicate effectively. You always do it with a ready smile and sound advice. You're a tremendous mentor for our interns, and you are such an insightful writer.

When I was on Majority Leader DeGrow's staff, I got to know Denise DeCook and John Long, both of whom have tremendous political minds; also working with one of the most talented political administrators in Michigan, on Senator Sikkema's staff, Suzanne Miller Allen. You don't say too much about Suzanne except what Jason says, "We all work for Suzanne."

The Majority Policy Staff: There are so many I could mention, but I will only mention two I worked very closely with. Dr. Paul Conners, thank you for your diligence and insight in working on transportation issues. Your grasp of the facts and insight have been invaluable. Fred Hall isn't as tall as me, but so many times he looked down on me intellectually and said, "You can't do that." I learned back in the 1980s as the chairman of the Judiciary Committee that your insight and advice kept me out of trouble. Thank you from the bottom of my heart for serving us in the Senate.

My personal office staff over the years, when I look back at the staff I have had over the years, I realize how blessed I have been with great staff. When I came to the Senate from the House in January of 1983, my chief of staff at that time took a great interest in medical malpractice issues. We had 10,000 doctors demonstrating on the lawn of the Capitol. That person ended up going into one of the first classes at MSU's medical school and is now practicing medicine in Indiana. Another one of my young staffers at that time was going through Cooley Law School, and he ended up being appointed as a judge in Florida.

I did hire a couple of people who are familiar faces in Lansing. One served as mayor of Lansing and is now in one of the premier lobbying firms, Jim Crawford. With Jim at the time was another young intern, Becky Bechler, who started her career in my office. Poor Becky, it's a wonder that she survived that internship. I am not going to tell about the time when Jim Crawford and my dad convinced Becky that she had to take my place in judging hogs at the Shiawassee County 4-H fair. My father actually took an hour about how you actually judge hogs. Becky swallowed it hook, line, and sinker. I won't go into any more details. Becky and Jim, thank you for serving on my staff back in the 1980s.

Other notable staff people: Barb Ross, who ran my almost successful congressional campaign in 1990 and my successful State Senate campaign in 2002. God is blessing her and Russ in their well-deserved retirement. With Barb came another lady, Brenda Ross, Barb's daughter-in-law. Brenda, you did a good job. You were diligent, professional, and, in fact, you were so good that Blue Cross Blue Shield took you away from me, and then later Carol found out how good you were and brought you on to her staff back here in the Senate. Thank you for the work that you did on my staff and the work you are doing here in the Senate today.

Jeremy Hedges, you did a great job helping me out when I came on as the floor leader, and I want to say thank you to this body for electing me as your floor leader. Jeremy did tremendous work and had great insight. Thank you, Senator Jason Allen, for recommending him to me.

Another key staffer was Stacie Yockey. Stacie always had a happy smile and always knew what to do with the constituent issues and was very efficient in keeping my calendar and helping the office run smoothly. Her cheery demeanor brightened up the whole office. While she was leaving, her daughter Cassie Gilliland came on. Cassie has such a pleasant attitude and ready smile. When you go in the door of my office, she always makes people feel welcome. She is a joy to have in the office, and I will miss her.

Kandice Shaw, great job working on constituent cases, especially when it comes to human services. Your heart of compassion shows through for those going through tough times, and you are always encouraging and upbeat. Thank you.

Paul Burns, cheerful, insightful, determined, gracious, and hardworking. You know how to handle people well and find answers for people's problems. You impressed me, especially during the campaign when you knew what had to be done, and then you corralled my three teenage sons, all of whom are twice your height, and got them to do the campaign work that needed to be done—a tremendous motivator.

Craig Starkweather is the old guy behind me. What can I say about Craig? I could say almost anything, and it would be true. Thank you for the district work that you did. You came from Jack Welborn's Senate staff and gave us a historical perspective on the district. You know where all the bodies are buried in Clinton, Ionia, Montcalm, and Isabella Counties, and I have a feeling you buried half of them.

John Lazet, I think everyone here on the floor knows John. Words fail to adequately tell of the value that you are to me and the work that you have done here. Your wisdom, your encouragement, your cautions, and your insights both politically and spiritually have been invaluable. You have made me at least twice as effective as I otherwise would have been. I thank God for you.

One of the great side benefits of serving the people of Michigan is the friendships and acquaintances that you make. I am so blessed by the memories of those here and those in the past, some of whom have moved on to higher office, some who are coming back into office, and some of whom have gone on to meet our Creator. Paul Henry, Gary Randall, Paul Hillegonds, Jack Welborn, Ed Fredricks, John Engler, Dick Posthumus, Tim Walberg, Allen Lowe, Joe Mack, and I had several other names, but I will just leave it with those.

There are some people from across the Rotunda I have fond memories of. I think of Scott Hummel and Tom Pearce meeting for early Wednesday morning prayer meetings and Bible study. I think of George Cushingberry and going pheasant hunting in Jackson County, and I especially want to thank George for the kind words he said about my father after his passing and the words he said on his memorial tribute over in the House of Representatives. Alma Wheeler Smith is a tough budget negotiator on the Corrections budget. I got to know her very well for lengthy periods of time. The Corrections budget was the budget nobody wanted to do, but it needed to be done. She did a very good job on it. There is another one, Jeff Mayes. I know Senator Barcia talked about Jeff. I had a memorable trip with Jeff going up to the top of the Mackinac Bridge and getting to know Jeff Mayes there at the very pinnacle of the Straits of Mackinac.

From all of you who will be leaving with me at the end of the year, I take with me a wealth of memories: from Lieutenant Governor John Cherry presiding in a nonpartisan fashion 99 percent of the time, or maybe it was 98 percent of the time. Thank you, Gretchen Whitmer, for getting him that 1 percent or 2 percent. From Martha G. Scott, a big smile, infectious laugh, and move my bills. From Liz Brater, awareness of the mentally ill in our prisons and jails. From Mickey Switalski, not so good Christmas poetry and memorable invocations. From Hansen Clarke, willingness to take on political giants and slay them. From Cameron Brown, pamphlets that make history come alive. Cameron, you are a gifted writer, and I hope someday you write a book on history. From Bruce Patterson and Jud Gilbert, entertaining dinners and understanding that words have meaning, like "poppycock."

From Gerry Van Woerkom and Tony Stamas, steady, quiet voices of reason. From Michelle McManus, a zest for life and a lot of laughter with Laura Toy. Of course, there is always a lot of laughter with Laura Toy. From Patty Birkholz, the color purple and Asian carp. From Tom George, entertaining, informative, and relevant history lessons. From Nancy Cassis and Vic, refundable tax credits, film credits, and superb baklava. From Alan Sanborn, the pre-eminence of Michigan State University over that other university. From Dennis Olshove, a genuine smile and Sanborn look-alike. From Wayne Kuipers, a good heart and a ready laugh. From Gilda Jacobs, lessons about Jewish holidays. From Bill Hardiman, fatherhood initiatives and Clova's cookies. From Valde Garcia, great help on my first campaign in 1978 when you were a high school student. From Irma Clark-Coleman, passion for the people of Detroit. From Deb Cherry, the loudest singer in the Caucettes. What can I say about Ray Basham except DRIC, DRIC, DRIC? From Mike Prusi, passion for the Upper Peninsula. From Buzz Thomas, sticking his neck out against the entrenched political forces to help the Detroit school children. From Mike Bishop and Ron Jelinek, strong Senate leadership in some of Michigan's darkest economic woes. The people of the state of Michigan will never know how much you two ever did. And for Ron, I keep thinking Oliver tractors for some reason. From Jim Barcia, I remember kindness, a true gentleman, and a great legislator. From Jason Allen, a good friend and haberdasher with an outrageous plaid sport jacket when he didn't want to be in session, Amanda's Girl Scout cookies, and very interesting outings in northern Michigan going all the way up to Isle Royale.

For those returning members, my memories are as follows: from John Gleason, Father Murphy and other Irish jokes. From Gretchen Whitmer, working on issues affecting the Lansing area with Representatives Opsommer, Bauer, and Meadows. From Randy Richardville, your wit in the caucus. From Tupac Hunter, hope for Detroit and a willingness to look at the serious social ills we face. From John Pappageorge, your fascinating stories from the time you worked in the State Department with Alexander Haig. From Glenn Anderson, working with you on transportation issues. From Mike Nofs, remember that you were the beginning of the Republican tsunami that culminated in this last election, and also, like a good cop, you like donuts. From Roger Kahn, remembering going up and helping you out in parades and thinking this guy has so much energy it is unbelievable. Thank you for the work that you did on the medical issues in the Corrections budget. From Mark Jansen, it is just amazing to me how you came into the House Republican Caucus years ago and convinced us to do the Habitat for Humanity house in Jackson. You even got Governor Engler to wield a hammer. My sons came home from that experience wondering who was this Andy Richner guy who didn't even know how to use a hammer.

After having been in the State Legislature for 22 of the last 32 years, allow me to give the returning members and new members a solemn warning that I believe the founders of our nation would say if they were here today. George Washington, in his first inaugural address said, "The smiles of Heaven can never be expected on a nation that disregards the eternal rules of order and right, which Heaven itself has ordained." Obviously, our founders believed that God is just and that His justice will be exercised. The laws that are enacted, or the practices of a society, if they go against the eternal rules of order and right which heaven itself has ordained, will result in God's judgment. Be careful in what you legislate and what you practice because there are temporal and eternal consequences in what you do.

Finally, I want to introduce my family who are here today. It all started with Mom and Dad. My mom is behind me, and she is 89. Between my dad and me, she has been active in over 15 campaigns. She has been the family spark plug in all of those campaigns. John Engler referred to her as the energizer bunny. Thank you, Mom. When I was first elected to the Legislature, I was single but engaged to a wonderful lady. During my first year of office, Erika and I were married. That was 31 years, 1 week, and 1 day ago. During my second term in the House, Joel was born. During my first term in the Senate back in the 1980s, my sons Gabriel and Nathanael came along. Nathanael is here today. When I was out of the Legislature for a while, things calmed down and my daughter Evamarie was born. What a blessing she is. My wife and children have all been instrumental in the campaigns—stuffing envelopes, knocking on doors, putting up signs, taking telephone calls. Everyone here knows the drill of campaigns, so you can appreciate what they went through.

The children are grown up now and moving on to other things. Nathanael and Gabriel are both married and both have a wife named Bethany. Last year, which is my last term in the Senate, Nathanael and Bethany gave us our first grandbaby Isaac, who is also with us today. He also happens to be my mother's 26th great-grandchild.

I want to say publicly how much I appreciate my family for supporting me as I served in the Legislature. Of course, during the last 32 years, nothing could have happened without the voters of the people of Clinton, Ionia, Montcalm, Gratiot, Shiawassee, Livingston, and Isabella Counties.

Three of the most gratifying moments for me on the floor of the Senate have been about five years ago when Joel and Nathanael were introduced here on the floor of the Senate, over there about where Senators Brown and Patterson sit, and you folks gave them such a warm reception. I stopped and I thought today about the tribute that Liz Brater did when my boys came home. There are a lot of families whose boys don't come home—or girls. We are here today because they fight for our freedom. As members of the Legislature, we need to remember that throughout the history of mankind and throughout the world today, the ideals of self-government are so precious, but it isn't cheap. Our military people are the ones who pay the highest price.

About three years ago, my dad was here for the Memorial Day observances; the last time he was on the floor. I just want to say thank you to Valde Garcia for continuing that great tradition, and I hope the legislators coming back will continue that because it is extremely important. And, finally, last year when you gave my mother and family a warm reception on the reading of my father's memorial tribute.

Lastly, I want to thank God for the wonderful family and terrific opportunity that I have had to serve the people of the state of Michigan here in the Legislature. It has been a pleasure to serve with each one of you. God has truly blessed each one of us. May God continue to bless you.

Senator Scott's statement is as follows:

If my colleagues will indulge me for a few minutes, I would like to give tribute to my staffers. This is a bittersweet moment for me. I guess I will start with Jessie since she is first here. Jessie Weston has been with me for eight years, the longest-serving staffer I have had. She has truly been a real blessing. When Jessie applied for the job, it took me a little while before I went through the resumes. Her former boss from Indiana called me and told me that I needed to hire her because she was a great person. She was a one-woman staffer there. She did everything for this representative. Then I still didn't move on it fast enough, and the Governor called me and told me what a great person she was. Let me tell you, all of that has been true.

She has truly been an ideal staffer. I have probably the most diverse district that anyone can have, and she has treated them all really, really well. They all asked, "Is Jessie going with you?" I now have to tell them that I am sorry, but she

is not. OFIR is taking her. They are going to have a great staffer there. She deserves every bit of it. I can stand up here and talk for hours about Jessie Weston because she has truly been my backbone. I want to say to you, Jessie, may God bless you, and may you to continue to smile upon the state and all the work that you do. God bless you.

Jessie is such a great family person. Not only does she take care of me, but she takes care of her family too. I thank you for that. God is going to truly smile on you. She lost her little cat, though, so we all pray for that because we know Jessie loved him so much.

Mohammed is next. Mohammed has been with me off and on for a number of years. I thank God for him because he has been able to get me through this snow and rain. For the last eight years, I have gone home every night. No matter how late it was, he was there. Mohammed, I thank you for all that you have done. You have truly been a blessing in my life. God bless you.

Kellie Green, I have known her since I started here in 1995 in the House. She was working over in the House at that time. I think she was just a student then, and she still looks like a student. She has only been working for me for a short time, just the last few months. As I indicated, I have known her over the years and know of her good work. Kellie, I thank you for joining me in my last few months. May God bless you and continue to smile on you.

Senator Thomas' statement is as follows:

I have spent more than one-third of my life in the Michigan State Capitol. I don't know about anybody else, but that is really daunting. I have to admit, I couldn't sleep last night. I kept tossing and turning, and when I woke up and walked out of the house this morning for my last trip to the Michigan State Capitol, I was really overcome with a bit of emotion.

As I give my farewell speech, I really wanted to leave my colleagues with something for the ages; something that a student of history like Cameron Brown or Tom George would quote, like they would quote Abraham Lincoln in the future. I have been working on this for six weeks, and I will tell you that over that six-week period, I didn't come up with anything particularly memorable. I'm going to wing this one as we say goodbye, remembering words by Franklin Delano Roosevelt to simply be sincere, be brief, and then be seated.

I want to start by saying thank you, as has been said by all the other outgoing members, to the Senate staff, Capitol staff, and Legislative Service Bureau staff. All of you, frankly, most of whose names I don't know—I apologize for that—but who get up every day and do your job so excellently and make us look as professional as we can be. For those of you who have to sit here and listen to us give all of these speeches over and over again, you don't have the same skin in the game that we have, and I really admire you. I thank you for the warm good mornings and hellos and fond greetings any time you see us. It makes a big difference in my day especially, and so I thank you.

I would like to thank my tremendous personal staff. Our staff does become our family over time. I don't have a very big family at home, so I tend to really get close and bond with members of my staff. I have been very privileged to have the best staff in Lansing. I want to thank all of the people who have worked for me during my time in the State Senate, starting with David Newman. He was my very first chief of staff. He has been one of my best friends for more than 35 years, and since we are just 40 and 41, respectively, we have known each for a pretty good long time. He was my rock, and he ran my first campaign. I have watched him grow up from an awkward little boy to a really good man. He married a great woman. They have a great daughter and made me a very proud godfather. I thank you, Dave, for being there for me every step of these past 14 years.

I want to thank Mike Latvis, who is no longer with me. He was hired as an intern from Michigan State University. He earned a position on my staff, and now he is the legislative director for ArtServe. He does a wonderful job advocating and lobbying for the arts and culture institutions in Michigan.

Another former staffer of mine was hired as a favor to a friend of mine. Her name is Maureen Watson, and she was an intern who was so darn good that we had to give her a job afterwards. She was so darn good that she went to graduate school and the State House hired, and she does all of the appropriations work for the House of Representatives. She is just a brilliant young lady, and I thank her for the time she spent with us.

August Gitschlag worked for me in my Detroit district office. Most of you will never have gotten to know him unless you are from Macomb County, and then you probably will know him. Many of you will get to see him because he will be working for some new civil rights initiatives coming forward in the state of Michigan in the coming years.

Ken Coleman used to work for Irma Clark-Coleman and for myself. We borrowed him from the *Michigan Chronicle*. He was a fantastic legislative director for me.

Daryl Amandes was a page back here. She came into my office and made terrible coffee, but was a great presence to have in the office. She probably should have told me that she couldn't stand coffee, and I would have stopped asking her to get me some. I appreciate the years that she gave and the service she gave to my office.

Allison Kreiger was another intern who worked her way into a position, and I kept promoting her and promoting her until she decided that she had enough of this and went to law school. I am very proud of her. She is tearing it up at law school in Detroit. Allison, I love you much.

Jen Flood, she is over here. She was one of the newest members of Team Thomas. She was a recommendation from someone in the Granholm Administration. We were skeptical at first because she was Allison's replacement, but she came right in and did a phenomenal job. She is so brilliant that she started a Ph.D and now it is a master's program. The Governor hired her away. She is going to be a true superstar in life.

Clarence Gayles joined me when I started my last term here in the Senate. He was high school friends with Senator Hunter and former State Representative Bill McConico and State Representative Bert Johnson. I don't hold that against him. He is still a really good guy. He is my district director. I shut down my district office, so I took away his district office. So our district office became my car. Imagine having to live the last six months of your professional life in the car with me all the time. I don't like talking very much, so it is a very unpleasant ride all the time for him. Thank you, Clarence, for being my eyes and ears in the district and being a stand-up guy.

Dennis Denno has been my chief of staff for the past decade. We hired him away from the Michigan Democratic Party. He was my communications director in the State House. Dennis is an intensely, fiercely, passionate guy who can sometimes be a little too partisan. That is why we love him. He can't be here today because he is supporting his wife who is an assistant attorney general who is arguing on behalf of the state of Michigan before the U.S. Court of Appeals today. So he is supporting her in her endeavors. I want to thank you, Dennis, and you will continue to see him because he is going to keep working for my successor State Senator-elect Virgil Smith.

Finally, you all know and have seen him as my sidekick for the past nine year, Kris Young. Words cannot begin to express the affection and respect I have for him. When I hired him, I didn't know what to expect. He didn't have a resume, and he wouldn't tell me if he was a Democrat or a Republican. He wouldn't tell me anything about himself other than he would work for me. I thought it was so galling that he would approach an interview like this that I actually hired him. I will say that I have never regretted it. I don't know what I will do next year when I can't just text him at all hours of the day with a thought or a need or a desire. I hope he will still answer; I'm sure he will. Thank you, Kris.

I want to thank the voters of the 4th Senate District for taking a chance on me. In 1996, at 26 years old, I ran for the State House. I ran in a ten-way primary, and I wasn't expected to win, but I did. I served six years, and then in 2002, I ran for the Senate. I ran against a very famous name. I was afraid that I wasn't going to make it here either, but I did. The voters of the 4th Senate District, it is the most partisan Democratic district in the state. They have embraced me and afforded me an opportunity to be an effective politician. They have given me the opportunity to spend more time in Lansing to work on building leadership and building relationships and less time at home. They have forgiven me for that, and I deeply, deeply appreciate them for giving me the greatest opportunity that I have had to serve in my life.

I hope that as you think about footnotes on how legislators were that you think of me as someone who sincerely tried his best. That is how I live my life, and it is how I have tried to represent my portion of the state of Michigan and all of the citizens of the state of Michigan to do my best, to think about an issue, use my best judgment, and to stand by the decisions that I make. Sometimes I have been wrong. Hopefully, I have been right more times. I have tried to do my very best. I know that I often frustrate many of my colleagues here, particularly on this side of the aisle; probably a lot more on that side but this side too. They get mad at me sometimes. I am sometimes a little bit enigmatic and sometimes a little distant, and you don't know where I am coming from. There is always some sort of method to my madness, and it really is because I passionately believe in government. I passionately believe if something isn't working, you have to find a way to fix it. I will do whatever is necessary to find a way to fix it. Sometimes that gets me into trouble, and sometimes it doesn't. I hope that they remember that I tried my best.

I tried my best to get anti-bullying legislation done. I introduced the first bill on anti-bullying ten years ago. It breaks my heart that we still have kids who are afraid to go to school today. It breaks my heart that there are still people in this state who don't have full and complete equal protection under the law when it comes to hate crimes and the Elliott-Larsen Civil Rights Act. I think Michigan owes it to its gay and lesbian citizens to do a better job of protecting them from hate crimes.

I think we need to do a better job of being stewards of our schools, and I regret that our schools are not the temples they deserve to be and that every child born today in Michigan should know that college should be universal for them, and it should be free for them.

While we did have a success in fighting off auto racing at the Michigan State Fairgrounds, I am sad that as I drive home tonight, I am going to drive by an abandoned property in my district. That same Michigan State Fairgrounds makes the state of Michigan the biggest slumlord in the city of Detroit. We need to do better with that. There is still time, my friends; there is still time. There is a conveyance bill possibility.

I want to thank some of my colleagues on the other side. I didn't want to get into naming names, but it means a lot to me when I give a floor speech to look out and see Patty Birkholz, John Pappageorge, Bill Hardiman, and Cameron Brown listening to what I am saying. Then if I look this way, and Alan Cropsey is always listening to what I am saying. You have no idea serving in the minority what that is like. You further don't know what it is like to speak and not be listened to; for me to get up and give a floor speech and to know that you are listening. Most of the time, I could not convince you to vote the way I wanted you to, but the fact that you listened does make a tremendous difference. I appreciate that you listened. We don't talk enough in this chamber. We don't talk enough amongst colleagues on this side, and we certainly don't talk enough amongst colleagues on the other side. I hope that as legislators continue to evolve that they start talking some more and that they start to get to know each other a little bit more. I had no idea that I would like the chairman of my committee, Alan Sanborn. We are very different people, but I like him a lot. We can smoke a cigar and have a glass of wine any time.

I would offer one request of future colleagues and of people who are serving in this Legislature, as I know that people are very sour on politicians now, and we are very sour on the institution of government. Remember what a tremendous honor and privilege we have to serve in this chamber. Please respect this institution. The first election that I ever ran for I lost. It was for eighth-grade class board. I was running for school vice president, and I was a new and awkward kid. Like a number of awkward kids across Michigan who were unsure of themselves, a little too heavy and not the cool kid. I remember how I felt. I remember how I really felt when I came back and won my next election my freshman year of high school. All across the state of Michigan, there are kids like that looking to us that one day want to be where we are. Please respect this institution, and do everything you can to guard it and keep it the temple that it is. There have only been a small percentage of people who have ever had the privilege to work here, to serve here, and to represent their communities like we have. It would be such a shame if through our desire for political expediency, we did not honor this institution because it is great. Government can be great because great people serve in it.

I didn't want to cry. I did choke up a little bit. I want to leave you with my last parting thought. Perhaps the last thing I will say on the floor, and I am borrowing it from Dr. Seuss: "Don't cry because it's over. Smile because it happened." I will smile every day because I have had the opportunity and the privilege to serve with you. I will smile every day as I think about all of you. I will smile every day that I will hope we will meet again. Thank you all very much. God bless you all.

Senator Prusi's statement is as follows:

I was exceedingly nervous about doing this, and somebody said don't worry about it; just follow somebody boring. That ship has sailed, I believe. Fifteen and a half years ago, I hung up my mining clothes and hard hat and set out for Lansing. It is 420 miles from the Empire Mine to the Capitol, but at that time, it felt like a galaxy far, far away; like I had landed in the café scene from Star Wars. Now I have an almost surreal feeling as I stand here at the end of nearly 14 years serving in the State Legislature. I am somewhat schizophrenic about how I feel today. Half of me is so ready to be done, happy to be getting away from the toxic partisan power struggle that consumes this town and colors all solutions to the very real problems that confront our state. The other half of me wants to stay on and continue to fight for the principles which have guided me through these years.

Aside from being a husband and a father, serving as a legislator has been the most fulfilling endeavor I have ever undertaken. It has been fulfilling in the finest sense of that word. I got to be part of some pretty important decisions that were made in the state of Michigan and got to help numerous constituents with significant issues. We in this chamber have been privileged to be a part of this grand experiment in democracy that has been evolving here in America for over two centuries. Not many individuals are given this honor, and we can truly be proud to have been chosen.

But it has also been extremely frustrating at times because so many things seem left undone or half done. Serving in the minority for most of my time here didn't allow me to accomplish very many of my goals. Realizing your limitations has a way of humbling a person. None of us are bigger than the whole, nor are we irreplaceable. I believe there is going to be somebody to fill every empty chair of the 29 of us who are leaving.

So here I stand full of mixed emotions, half happy, half sad; fulfilled, yet frustrated; proud, but humble. I only hope we have psychiatric and pharmaceutical coverage on our retiree medical insurance. I need to check with Carol's office to make sure I retain care after I leave.

When I first came to Lansing in 1995, I was told if I wanted to find a friend in this town, I should go to the Humane Society and adopt a dog. That cynical advice was very wrong, as I have made many friends here over the years. Politics aside, I believe that people should be measured by how we treat one another. I have been blessed to be treated so well by so many people I have met here in Lansing. Many of these people are here in this chamber, and I will miss them all.

None of us gets to the Capitol without the help of many other people. I would like to take a moment to offer my heartfelt gratitude to the people of the 109th House District and the 38th Senate District for giving me the honor and the privilege of serving as their voice here in the Capitol. I love the U.P. and loved having the opportunity to represent it.

None of us could do our jobs without the dedicated employees of the Senate who come to work each and every day and make things run smoothly and make us look competent. They often seem anonymous because they operate behind the scenes, but I hope I can somehow convey how deeply I appreciate what they do. If the public understood how hard they work, there would be a lot less complaining about state employees.

Our caucus staffs are the linchpins of our legislative efforts. Without them, this chamber would grind to a screeching halt. Their talent and knowledge keep us informed and able to function. I want to thank each one of them for their outstanding work.

Each of us have our office staff, and each of us believe we have the best. In my case, I am certain of that fact. Matt, Sam, and Scottie came over with me from the Farnum and have been an awesome team. They were joined by Wendy, Marg, and Cate who added their talents when I moved to my leadership office. Thank you, gang, for making me look good.

There are two staffers who are not on the floor with us today, but I need to give them a great deal of the credit for any success I may have had. Kris Kraft was with me from the beginning and worked with me for over ten years. No one in this building was as loyal or knows as much about budgets as Kris. She kept me from stepping in a lot of pitfalls, and she left a huge gap when she moved up in the world. Thank you, Kris.

Cindy Peruchietti flew to Florida today to be with her mother who is in hospice, and I know all of us offer up a prayer for her and her family. Cindy is unstoppable when she has an issue for her boss. She worked for Bob Emerson and Speaker Dillon before joining me. She knows every one in this town, and everyone respects her. I learned a lot from her, and I owe her more than I can ever repay.

I want to thank my colleagues for tolerating my shortcomings and listening patiently to my arguments. I have that personality trait common to those of us of Finnish descent. I can be real stubborn. I can also be logical, but try to avoid that when it doesn't fit my issue. I want to thank my Democratic colleagues for allowing me to serve as their leader. It has been an honor and a privilege that will stay with me for the rest of my days. I want to thank all of you for the kindness you have shown me through the years in this chamber and in committee and downtown at the dining spots. You have all given me reason to smile; some when you walked up to me; some as you walked away.

I want to particularly thank Senators Cherry, Whitmer, and Olshove. We formed a Gang of Four at the Democratic National Convention and had a great time together ever since then. Dennis didn't mention that when he was going to MSU, and we were attending concerts together, even though we didn't know each other. One of the girls he dated there had been my senior prom date up at Negaunee High School. Those Negaunee girls are pretty hot aren't they, Dennis? I think he has pictures. He is an amateur photographer. He has never shared them with me.

Finally, I want to thank my family. My late father George and my mom Helvi and my seven siblings and extended family Up North were so excited when I first ran. They worked so hard to get me elected, and I know I owe them a lot. My daughters Heather and Holly had to put up with me missing a lot of events in their lives, but they made me so proud as they grew into such talented, beautiful women. Now they have given my wife and I grandchildren, whom we are looking forward to spending time with.

I owe the deepest debt of gratitude to my lovely wife Sandi. She was one of the main reasons for me to run for office to begin with. We were courting when I began this journey. She agreed to be my wife while I served in the House. She stood by me through thick and thin through all of this, and none of this would have happened without her. I want to thank her. She was here earlier, but she had to leave.

I want to thank everybody I have worked with here over the years in the Senate—the staff, the colleagues, the folks out in the lobby. This has been the most memorable work I have ever been privileged enough to be a part of. If ever you find yourselves in the central Upper Peninsula, give me a call because I am in the phonebook. I know some really good places that serve great whitefish and cold beer. I would be happy to buy you a plate of the fish and a glass of the beer if you ever make it to Marquette County.

I look forward to the last bit of work we have here together, but I also look forward to seeing you all in the years to come. It has meant so much to me the way I have been treated here, and I hope I have treated you as well as you have all treated me. I want to thank you again from the bottom of my heart.

Senator Clark-Coleman's statement is as follows:

I made my farewell speech, but I want to take this time to recognize my staffers today. I have not had a lot of staffers during my 12 years here in the Legislature. The first person who came aboard while I was in the House was Shirley Sims. She was my office manager, and she served me both in the House and in the Senate. She left about 13 months ago, and I recognized her when she left. After that, Ken Coleman was my chief of staff in the House. He has gone on to better things. The next chief of staff I had in the House was Dr. Kathleen Smith. They have all gone onto better things. In the Senate, Gary Pollard was my first chief of staff. He worked for me for almost six years. He is now working as chief of staff to Representative Fred Durhal.

I have three staffers left at this point. Brigitte Maxey has been my chief of staff since shortly after I assumed the position in the Senate. Brigitte worked for the Democratic Staff and was assigned to write for me and several others. What I discovered was that she was such a great writer. It is very unusual when a person can write just the way you talk. Brigitte was able to capture that, and write speeches that sounded exactly as if I wrote them. I was so impressed with her as a writer that I hired her away from the Democratic Staff as my chief of staff. Brigitte has been with me from that point until now. I want to certainly recognize at this time Brigitte Maxey who is now my chief of staff and has been since shortly after I became a Senator. I would like to give Brigitte The Great Seal of the State of Michigan today, and I really appreciate all the work that she did for me and certainly to keep me organized and grounded. I thank you very much.

The next person I am going to call on is Dustin Campbell who does my community work and legislative work for me in the Senate. When Gary Pollard left two and a half years ago, I brought on Dustin because I have known Dustin since he was a little kid. He used to go to school with my daughter. He has grown into such a fine and respectful young man that I brought him on as my community and legislative liaison. He has been with me for two and a half years in the Senate, taking the spot that Gary left when he ran for office. I want to call Dustin up and let him come forward. I want to let him know how much I appreciate the fact that he has served me well through some very difficult circumstances. He has been there, and he has grown a lot. I am so proud of him that he has grown into the job. Unfortunately, where I am going, which will be with the Wayne County Commission, we don't have the kind of staff there that would enable me to take him with me. I know that several other people are looking at him very intensely. I know that he is going to be a great asset to anyone who takes him on.

I mentioned to you that Shirley Sims, who had been with me probably for as long as I had been in Lansing, left about a year and a month ago when they made offers for early retirement. Shirley took advantage of that. I brought on a person for the last 13 months by the name of Carrie Christoph. Carrie, would you please come forward? Carrie has served as my office manger and certainly kept me organized. She worked on constituent mail and handling constituents on the phone. I have a very diverse district. Carrie was able to fit right in there and was able to do an excellent job. Although she has been with me for only a short period of 13 months, she certainly has served me well. I wish her well. Thank you, Carrie.

I want to thank you for giving me the time to recognize these wonderful employees and for me to tell them how much I truly appreciate the work they have done for me. I am sure that their lives will be enriched as mine certainly has been in knowing all of them.

Senator Bishop's statement is as follows:

I see my staff lining up along the walls, and I feel like I am at my own funeral. I want to begin by saying that being in the Legislature, particularly in the Senate as the Senate Majority Leader, has been one of the greatest honors of my life. Having the opportunity to serve with all of you and work with so many talented people has been richly rewarding and deeply enriching.

To my entire office, the team that I have assembled past and present, I have been blessed to work with you. It has done nothing but enhance my life. I see so many here I would like to mention personally. I would like to speak to each and every one of you and thank you personally. Michelle Lang is up there in the Gallery. There are a lot of folks here who worked in the office. You bring back so many memories, and I am so grateful for the opportunity to have worked with you.

When I assembled my team, I took the advice of Ronald Reagan who said, "Surround yourself with the best people you can find. Delegate authority and then get out of the way." That is what I have done. I have surrounded myself with incredibly loyal, trustworthy, and talented people who have gone over and beyond the call of duty. They have ridden out the storm and the dark nights that have been with incredible grace and perseverance. I couldn't be more grateful to all of you for all you do. I will never forget any of you. You are family to me.

I want to thank all of those here on the floor, past and present, dedicated to the common cause of making this institution one with integrity, including the young pages and interns who run around the chamber who are wide-eyed and full of wonderment. I hope that we have inspired you to come back and take our spot some day and do what we do. To Mike and all the sergeants, Carol and all your staff, thank you for what you do; Legislative Service Bureau for those late nights drafting and staying here so long and putting up with us. They are incredible professionals who do their job and do it well. Senate Fiscal Agency, we had a chance to talk about Gary Olson and pay tribute to him today. His entire staff are some of the finest professionals I have met in my professional life. The Capitol carpenters and artists and everyone who plays a role in the process of making sure that this Senate runs the way it does and the way this building looks the way it does, I am ever so grateful. I could never mention you all by name, but know that I am very grateful for what you do.

To the others I have worked with, Bob Emerson and Lieutenant Governor John Cherry, thank you for being straight with me, and thank you for your professionalism. Although I have not always agreed, thank you for tolerating me and having a shouting match back and forth here and there and coming back and shaking my hand the next day. To the leadership and friends on the other side of the aisle, to all of you who have been so good to me and my family for all these years.

To my family, my mother and father and my sisters; to my wife and our three children, Benjamin, Gabriella, and Nathan: This has been a very trying time for all of us. My family has made me the man that I am today. You have taught me to be strong, not to be afraid, and to stand up for what is right. I could never do this job without you.

To the people of the state of Michigan and in particular the citizens of Michigan's 12th District who have given me the honor of serving them: There is no way that I can ever express how much it has meant to me to have this opportunity to serve. Thank you for the trust and confidence in my public service.

Over the past couple of weeks listening to the farewell speeches and seeing folks mill about the floor, I have watched the goings on, and I have reflected back and seen my career and my life for the past 12 years flash before me. It has been quite nostalgic seeing Laura Toy today walking around the floor and thinking about the first term and all the great relationships that we have made over the years. It seems like yesterday I brought my pride and joy, my son, to the floor of the House and held him up and introduced him to my colleagues. He is now in fifth grade, and he has two siblings, my beautiful daughter Gabriella and my son Nathan.

I can remember sharing grievances on the floor with my friend Jason Allen while we were in session in the House, both of us lamenting the fact that we couldn't get kids to sleep at night. We had big, black circles under our eyes trying to figure out how to make that change. I made matters worse over the next couple of years having two more kids. Over the past several years, my wife and I have been playing zone defense. It has been quite a joy, but, oh, how time flies.

Growing up I idolized my parents, and we had a big family—five kids. My parents raised us seemingly effortlessly with love and a firm sense of right and wrong. Both of my parents emphasized the importance of public service and giving back to the community that has given us so much. My parents made sure that we understood if we weren't part of the solution, we were probably part of the problem. If we didn't get involved, we would get what we deserved. It is harsh, but it is true.

Many of you know that my father Donald Bishop served in the Michigan Senate when I was growing up, and I am sure you can appreciate how that may have impacted me along the way. He was and continues to be my hero. I loved the days that my dad used to invite me to come up to Lansing with him so I would have the opportunity to investigate the entire Capitol, top to bottom. I was very young at that time. That was when they let the kids run free and you didn't worry about them. I was probably my son's age running up and down this place. A lot of the folks who were here back then, some of them are still here. I see Jack Schick up there looking at me. I know he was probably here and can't believe that he has seen another Bishop go through this place.

I remember going to Governor Milliken's office as a very young lad and walking into the Governor's office and asking to see the Governor. The Governor would invite me in, and he would walk me over to the Supreme Court Chambers and let me talk into the microphone. He would patiently walk me back to my dad's office. That was just the way it was. He is a great man, and that is the way it used to be.

As I got a little older, I learned a lot of things. I learned to jimmy that door open up there with a letter opener, and there used to be flags around that balcony. I could sneak out and watch session without anybody knowing I was up there. To this day, when I walk up those back steps coming up to the chamber and I look down to the steps, I flash back to my youth when I used to sneak up and watch through the window.

Oftentimes, my dad would let me sit on the floor during session. I did sit wide-eyed and listened to the nonstop action and interaction between members and staff. I watched members in heated debate and oftentimes loud, raucous exchanges. I often wanted to crawl underneath the table because it got so crazy. I always admired the fact that the members never made the debate personal, and after every charged situation, there was always a lingering recognition that the personal bond that they shared as members was never in jeopardy. That always amazed me—such honor and respect not just for each other, but for the institution itself. Whenever I questioned the exchanges with my father and some of the more controversial members, my father would routinely assure me that every man and woman is sent here because their constituents see something about them that is special—something good, something decent about them. While it is easy to find things that you don't like about a member, those who are willing to look for the good in a person become better people and better and more able legislators. I truly believe that. As a young man, I learned a lot of lessons there. I learned some while visiting here with my father, but since I have been here as well. Chief among all the lessons I have learned is the role of the members to protect and honor the rich history and integrity of the institution of the Senate. I so admire elected government and what the Senate stands for.

As a young professional, I was a University of Michigan graduate, and I wanted to follow in my father's footsteps. I didn't go into elected government, but I went to law school. I started a practice on my own, and I was so proud of myself because I represented people and businesses. It was a profession a lot like my father's, and it allowed me to ethically and vigorously advocate on behalf of people and my clients. It was a very rewarding experience.

Term limits opened up the door for me, much like all of you. My wife thought that I had lost my mind. She was probably right, but it happened long before that. I had become a partner in my law firm, and I was upwardly mobile in the middle of my earning years. She thought I was crazy to leave at that point. I soon convinced her that it was an opportunity that I was not willing to miss. I guess the rest, as you can say, is history. What an incredible run it has been.

Despite my years growing up with a father in elected government, I never thought I would have the opportunity to serve here. It seemed too remote a possibility for two generations to have such an incredible opportunity. I remember being down with Governor Engler in an Austin, Texas, meeting with then-Governor of Texas George W. Bush. I had a chance to stand next to him and ask him a few questions. I had a long discussion with him. I said, finally getting my courage up, "You know, I am a lot like you. I am following my father into politics too." He looked at me and said, "Let me give you a piece of advice. When you follow your father into politics, you will inherit 100 percent of his enemies and 50 percent of his friends." That has proven true.

I got elected to the Senate and then Senate Majority Leader. To my caucus, thank you for that honor. It has been incredible. I never thought I would have this opportunity. For the past four years, I have done my best; the best I can do to protect the institution, while fending off what I think is one of the most hostile political environments in our state's history for all of us. Leadership is never easy, and I didn't walk into this role with the expectation that I could avoid tough decisions or confrontations with respected colleagues. I had plenty of those just today, and it's not pleasant. It is what I do, and it is a role that I play. I know that is part of my job, but to be clear, this job is exponentially more difficult than I ever anticipated. I acknowledge the fact that I have had to step on toes along the way. I strained my relationships with close and respected friends.

My role oftentimes makes me the bad guy. In the end, I want you to all know that I respect you, each and every one of you. I place a high value on our personal relationship that we have developed along many years. I try not to take things personally. I try to see the good in everybody. There are moments, and we all know about those moments, when we have been pushed to the limit. Those moments, however, do not discourage me, nor have they changed my view of the nobility and the purpose of public service. Very simply, the institution is far bigger and far more important than individuals who serve here. While you have the right to say and do whatever you want, most of us agree that we cannot allow ego and/or arrogance to inspire our behavior or words.

I respect all of you. Many of you and most of you, I consider close friends. Most of all, I respect the Senate and what it stands for. We are blessed to have the opportunity to serve here. In the end, we are merely protectors of the institution for a limited window of time. We have served during, arguably, the most difficult time in our state's history. The years that come don't look any easier. Clearly, the departure of the current administration does not mean the end of the problems this administration has faced. The effort to meet the problems must go on year after year. Our future leaders will have to continue the debate as to what is the core function of government. I have appreciated Senator George and his ongoing discussion about what is the core function of government. That discussion will go on in earnest in the years to come. We will have to decide between the wants and the needs; issues that we have had to deal with over the years. They are tough decisions, but they must continue.

To the next generation of leaders, Randy Richardville and the rest of the Fab Five here on the Republican side and the returning members across the aisle, our moment is done here, but your time has just begun. Seize this moment and boldly lead with distinction and courage. Our state needs you now more than ever.

What a great place this has been and how blessed we are. I want you all to know with great assurance that I will always be a Senate man. Except for the title of father, there is no title that I am more proud of than Senator.

To leave you with a poem of something that I think captures all that we have been through and part of my serenity and prayer on a daily basis. I would like to share with you, by an Irish poet by the name of Parkenham Beatty:

“By your own soul, learn to live

And if some men thwart you take no heed.

If some men hate you have no care.

Sing your song, dream your dream,

Hope your hope and pray your prayer.”

God bless you all. God bless the great state of Michigan. God bless the Michigan Senate.

By unanimous consent the Senate returned to the order of

Messages from the House

Senator Cropsey moved that consideration of the following bill be postponed for today:

House Bill No. 4514

The motion prevailed.

Senate Bill No. 216, entitled

A bill to amend 1998 PA 58, entitled “Michigan liquor control code of 1998,” by amending sections 518 and 525 (MCL 436.1518 and 436.1525), section 518 as amended by 2005 PA 166 and section 525 as amended by 2010 PA 175.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1003, entitled

A bill to amend 1989 PA 196, entitled “An act to abolish the criminal assessments commission; to prescribe certain duties of the crime victim services commission; to create the crime victim's rights fund; to provide for expenditures from the fund; to provide for assessments against criminal defendants and certain juvenile offenders; to provide for payment of crime victim's rights services; and to prescribe the powers and duties of certain state and local agencies and departments,” by amending section 4 (MCL 780.904), as amended by 2010 PA 202.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1) and ordered that it be given immediate effect.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 604**Yeas—36**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0**Excused—1**

Clarke

Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1234, entitled

A bill to amend 2005 PA 280, entitled "Corridor improvement authority act," by amending section 3 (MCL 125.2873), as amended by 2007 PA 44.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senator Bishop asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Bishop's statement is as follows:

I wanted to pay tribute to my staff and an individual in my office who has been such an integral part of the Michigan Senate over the past eight years, certainly in my office, and a good friend of mine as well. He is someone I have grown to admire over the years and who has taken a lot of abuse probably over the years by a lot of folks as the chief of staff back here. Matt Miner has been an employee of the Senate for some time now. In 1996, he started here working with the Senate Fiscal Agency while he was attending that school down the road. He was picked up by Harry Gast and had the opportunity to serve under one of the oracles of the institution and learn a lot and became close and a confidant to Senator Gast. I know that because I have had the chance to talk to Senator Gast about Matt Miner.

For the last eight years, Matt has worked in my office. He came to my office in my first term and was my legislative director and did a lot of great things with my office. He helped shepherd through a number of very important items, not to mention the many that we have done, such as the identity protection act, the child protection registry, and much of the

big items that went through our office. As chair of the Banking and Financial Institutions Committee, there were a number of things we had to do, and Matt was right there playing a significant role.

When I made the transition into this office, it was really a no-brainer to me to make Matt my chief of staff. He had no experience in that area, but quickly learned and became a very effective chief of staff. He put up with a lot of riff-raff. It was a very tough job, but he did it well, and I have always appreciated him for that. Matt has also done yeomen's work at the S.R.C.C. in his free time, and his role there has broken records that we have not seen in the history of this caucus. His efforts were off the chart and way over and beyond expectations.

It is my great honor to have this opportunity to honor him on the floor today. He is moving on to greener pastures, as we all are. He has a great opportunity in the future, and something tells me you'll see a lot of him in the future. So remember him fondly because he'll be back to see you soon.

To Matt Miner, best of luck to you, to your wife Monica, and to your future. We will see you soon. Thank you, sir.

Senate Bill No. 1235, entitled

A bill to amend 1948 (1st Ex Sess) PA 31, entitled "An act to provide for the incorporation of authorities to acquire, furnish, equip, own, improve, enlarge, operate, and maintain buildings, automobile parking lots or structures, recreational facilities, stadiums, and the necessary site or sites therefor, together with appurtenant properties and facilities necessary or convenient for the effective use thereof, for the use of any county, city, village, or township, or for the use of any combination of 2 or more counties, cities, villages, or townships, or for the use of any school district and any city, village, or township wholly or partially within the district's boundaries, or for the use of any school district and any combination of 2 or more cities, villages, or townships wholly or partially within the district's boundaries, or for the use of any intermediate school district and any constituent school district or any city, village, or township, wholly or partially within the intermediate school district's boundaries; to provide for compensation of authority commissioners; to permit transfers of property to authorities; to authorize the execution of contracts, leases, and subleases pertaining to authority property and the use of authority property; to authorize incorporating units to impose taxes without limitation as to rate or amount and to pledge their full faith and credit for the payment of contract of lease obligations in anticipation of which bonds are issued by an authority; to provide for the issuance of bonds by such authorities; to validate action taken and bonds issued; to provide other powers, rights, and duties of authorities and incorporating units, including those for the disposal of authority property; and to prescribe penalties and provide remedies," by amending the title and section 1 (MCL 123.951), the title as amended by 1998 PA 190 and section 1 as amended by 1993 PA 121.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1236, entitled

A bill to amend 1978 PA 255, entitled "Commercial redevelopment act," by amending sections 3 and 4 (MCL 207.653 and 207.654), as amended by 2008 PA 227.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1238, entitled

A bill to amend 1980 PA 450, entitled "The tax increment finance authority act," by amending section 1 (MCL 125.1801), as amended by 2008 PA 453.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1345, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 20114a, 20120a, 20120b, 20120c, and 20120d (MCL 324.20114a, 324.20120a, 324.20120b, 324.20120c, and 324.20120d), section 20114a as amended by 1996 PA 115, sections 20120a, 20120b, and 20120c as added by 1995 PA 71, and section 20120d as amended by 1996 PA 383, and by adding sections 20114b, 20114c, 20114d, 20120, and 20120e; and to repeal acts and parts of acts.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

The House of Representatives requested the return of

Senate Bill No. 1072, entitled

A bill to amend 1969 PA 312, entitled "An act to provide for compulsory arbitration of labor disputes in municipal police and fire departments; to define such public departments; to provide for the selection of members of arbitration panels; to prescribe the procedures and authority thereof; and to provide for the enforcement and review of awards thereof," by amending sections 2, 3, 5, 6, 8, and 10 (MCL 423.232, 423.233, 423.235, 423.236, 423.238, and 423.240).

Senator Cropsey moved that the request of the House of Representatives be granted.

The motion prevailed.

Senate Bill No. 1346, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 20101, 20104, and 20104a (MCL 324.20101, 324.20104, and 324.20104a), section 20101 as amended and section 20104a as added by 1996 PA 383 and section 20104 as amended by 1995 PA 71.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1348, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 20129, 20137, and 20139 (MCL 324.20129, 324.20137, and 324.20139), as amended by 1995 PA 71.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1487, entitled

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 13 (MCL 125.2663), as amended by 2007 PA 202.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1491, entitled

A bill to amend 1953 PA 232, entitled “Corrections code of 1953,” by amending section 29 (MCL 791.229), as amended by 1998 PA 512.

The House of Representatives has amended the bill as follows:

1. Amend page 2, line 9, after “unless” by striking out “Senate Bill No. 1492” and inserting “House Bill No. 6389”.

The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the amendment made to the bill by the House,

The amendment was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 605

Yeas—35

Allen	Cropsey	Jelinek	Richardville
Anderson	Garcia	Kahn	Sanborn
Barcia	George	Kuipers	Scott
Basham	Gilbert	McManus	Stamas
Birkholz	Gleason	Nofs	Switalski
Bishop	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer
Clark-Coleman	Jansen	Prusi	

Nays—0

Excused—1

Clarke

Not Voting—1

Brater

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1502, entitled

A bill to amend 2008 PA 295, entitled “Clean, renewable, and efficient energy act,” by amending section 93 (MCL 460.1093).

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,
 Senator Cropsey moved that the rule be suspended.
 The motion prevailed, a majority of the members serving voting therefor.
 The question being on concurring in the substitute made to the bill by the House,
 The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 606

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1515, entitled

A bill to amend 1980 PA 395, entitled "Community convention or tourism marketing act," by amending sections 3 and 6 (MCL 141.873 and 141.876), section 3 as amended by 1996 PA 589.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,
 Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 607

Yeas—33

Allen	Cropsey	Jelinek	Prusi
Anderson	Garcia	Kahn	Richardville

Barcia	George	Kuipers	Sanborn
Basham	Gilbert	McManus	Scott
Birkholz	Gleason	Nofs	Stamas
Bishop	Hardiman	Olshove	Switalski
Brater	Hunter	Pappageorge	Thomas
Brown	Jacobs	Patterson	Van Woerkom
Clark-Coleman			

Nays—2

Cassis	Jansen
--------	--------

Excused—1

Clarke

Not Voting—1

Whitmer

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the full title. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of
General Orders

Senator Cropsey moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Richardville, designated Senator George as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Richardville, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bill:

House Bill No. 4493, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 310e (MCL 257.310e), as amended by 2004 PA 362.

The bill was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4325, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," (MCL 445.61 to 445.77) by adding sections 14, 14a, 14b, 14c, and 14d.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Cropsey moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage:

House Bill No. 4325

House Bill No. 4493

The motion prevailed, a majority of the members serving voting therefor.

Senator Cropsey moved that the following bills be placed at the head of the Third Reading of Bills calendar:

House Bill No. 6232

House Bill No. 5211

House Bill No. 5212

House Bill No. 5958

House Bill No. 5959

House Bill No. 6168

House Bill No. 6169

House Bill No. 6170

House Bill No. 5198

House Bill No. 5199

House Bill No. 4325

House Bill No. 4493

The motion prevailed.

Senator Cropsey moved to reconsider the vote by which the following bill was passed:

House Bill No. 6232, entitled

A bill to amend 1954 PA 116, entitled "Michigan election law," by amending section 642a (MCL 168.642a), as amended by 2010 PA 182.

The motion prevailed, a majority of the members serving voting therefor.

The question being on the passage of the bill,

Senator McManus offered the following substitute:

Substitute (S-1).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 608

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Not Voting—0

In The Chair: Richardville

Senator McManus offered to amend the title to read as follows:

A bill to amend 1954 PA 116, entitled “An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act,” by amending section 642a (MCL 168.642a), as amended by 2010 PA 182.

The amendment to the title was adopted.

The Senate agreed to the title as amended.

The following bill was read a third time:

House Bill No. 5211, entitled

A bill to amend 2006 PA 110, entitled “Michigan zoning enabling act,” by amending sections 203 and 501 (MCL 125.3203 and 125.3501), section 501 as amended by 2008 PA 12.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 609**Yeas—36**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0**Excused—1**

Clarke

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to codify the laws regarding local units of government regulating the development and use of land; to provide for the adoption of zoning ordinances; to provide for the establishment in counties, townships, cities, and villages of zoning districts; to prescribe the powers and duties of certain officials; to provide for the assessment and collection of fees; to authorize the issuance of bonds and notes; to prescribe penalties and provide remedies; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5212, entitled

A bill to amend 2008 PA 33, entitled “Michigan planning enabling act,” by amending sections 3, 31, 33, 39, and 41 (MCL 125.3803, 125.3831, 125.3833, 125.3839, and 125.3841), sections 3 and 33 as amended by 2010 PA 134.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 610

Yeas—35

Allen	Clark-Coleman	Jansen	Richardville
Anderson	Cropsey	Jelinek	Sanborn
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	Nofs	Switalski
Bishop	Gleason	Olshove	Thomas
Brater	Hardiman	Pappageorge	Van Woerkom
Brown	Hunter	Patterson	Whitmer
Cassis	Jacobs	Prusi	

Nays—0

Excused—1

Clarke

Not Voting—1

McManus

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to codify the laws regarding and to provide for county, township, city, and village planning; to provide for the creation, organization, powers, and duties of local planning commissions; to provide for the powers and duties of certain state and local governmental officers and agencies; to provide for the regulation and subdivision of land; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5958, entitled

A bill to amend 1967 PA 270, entitled “An act to provide for the collection, reporting, and release of certain information or data relating to health care research or education, patient safety, health care entities, practitioners, or professions, or certain governmentally funded programs; to limit the liability with respect to the collection, reporting, and release of certain information or data; and to safeguard the confidential character of certain information or data,” by amending section 2 (MCL 331.532), as amended by 1993 PA 86.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 611

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5959, entitled

A bill to amend 1975 PA 46, entitled “An act to create the office of the legislative corrections ombudsman; to prescribe the powers and duties of the office, the ombudsman, the legislative council, and the department of corrections; and to provide remedies from administrative acts,” by amending section 5 (MCL 4.355).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 612

Yeas—35

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville

Barcia
 Basham
 Birkholz
 Bishop
 Brater
 Brown
 Cassis

Garcia
 George
 Gilbert
 Gleason
 Hardiman
 Hunter
 Jacobs

Kahn
 Kuipers
 McManus
 Nofs
 Olshove
 Pappageorge
 Patterson

Sanborn
 Scott
 Stamas
 Switalski
 Thomas
 Van Woerkom

Nays—0

Excused—1

Clarke

Not Voting—1

Whitmer

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 6168, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 9928 (MCL 600.9928).

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 613

Yeas—36

Allen
 Anderson
 Barcia
 Basham
 Birkholz
 Bishop
 Brater
 Brown
 Cassis

Clark-Coleman
 Cropsey
 Garcia
 George
 Gilbert
 Gleason
 Hardiman
 Hunter
 Jacobs

Jansen
 Jelinek
 Kahn
 Kuipers
 McManus
 Nofs
 Olshove
 Pappageorge
 Patterson

Prusi
 Richardville
 Sanborn
 Scott
 Stamas
 Switalski
 Thomas
 Van Woerkom
 Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6169, entitled

A bill to amend 1956 PA 5, entitled “Michigan uniform municipal court act,” (MCL 730.501 to 730.534) by adding section 8a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 614**Yeas—35**

Allen	Clark-Coleman	Jansen	Richardville
Anderson	Cropsey	Jelinek	Sanborn
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	Nofs	Switalski
Bishop	Gleason	Olshove	Thomas
Brater	Hardiman	Pappageorge	Van Woerkom
Brown	Hunter	Patterson	Whitmer
Cassis	Jacobs	Prusi	

Nays—0**Excused—1**

Clarke

Not Voting—1

McManus

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to establish and promote a uniform system of municipal courts in cities; to consolidate justice courts in cities into a system of municipal courts; to change the name of existing justice courts and justices of the peace in cities to municipal courts and municipal judges; to promote uniformity in practice and procedure in such courts; to prescribe the powers, duties and functions of such courts; and to provide for substitute municipal judges in cities in cases of death, absence, disability or removal of the regularly elected or appointed municipal judges and in cases where temporary judicial assistance is needed in such courts;”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6170, entitled

A bill to amend 1954 PA 116, entitled “Michigan election law,” by amending sections 10, 11, and 492 (MCL 168.10, 168.11, and 168.492), section 492 as amended by 1989 PA 142.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 615

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to reorganize, consolidate, and add to the election laws; to provide for election officials and prescribe their powers and duties; to prescribe the powers and duties of certain state departments, state agencies, and state and local officials and employees; to provide for the nomination and election of candidates for public office; to provide for the resignation, removal, and recall of certain public officers; to provide for the filling of vacancies in public office; to provide for and regulate primaries and elections; to provide for the purity of elections; to guard against the abuse of the elective franchise; to define violations of this act; to provide appropriations; to prescribe penalties and provide remedies; and to repeal certain acts and all other acts inconsistent with this act;”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5198, entitled

A bill to amend 1998 PA 58, entitled "Michigan liquor control code of 1998," by amending section 701 (MCL 436.1701), as amended by 2006 PA 682.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 616

Yeas—34

Allen	Cropsey	Jelinek	Prusi
Anderson	Garcia	Kahn	Richardville
Barcia	George	Kuipers	Sanborn
Basham	Gilbert	McManus	Scott
Birkholz	Gleason	Nofs	Stamas
Bishop	Hardiman	Olshove	Thomas
Brater	Hunter	Pappageorge	Van Woerkom
Brown	Jacobs	Patterson	Whitmer
Clark-Coleman	Jansen		

Nays—2

Cassis	Switalski
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Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to prohibit the use of certain devices for the dispensing of alcoholic vapor; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts."

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5199, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 319 (MCL 257.319), as amended by 2010 PA 155.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 617**Yeas—33**

Allen	Cropsey	Jansen	Prusi
Anderson	Garcia	Jelinek	Richardville
Barcia	George	Kahn	Sanborn
Basham	Gilbert	Kuipers	Scott
Birkholz	Gleason	Nofs	Stamas
Bishop	Hardiman	Olshove	Thomas
Brater	Hunter	Pappageorge	Van Woerkom
Brown	Jacobs	Patterson	Whitmer
Clark-Coleman			

Nays—2

Cassis	Switalski
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Excused—1

Clarke

Not Voting—1

McManus

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4325, entitled

A bill to amend 2004 PA 452, entitled “Identity theft protection act,” (MCL 445.61 to 445.77) by adding sections 19a, 19b, and 19c.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 618**Yeas—35**

Allen	Clark-Coleman	Jansen	Richardville
Anderson	Cropsey	Jelinek	Sanborn
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	Nofs	Switalski
Bishop	Gleason	Olshove	Thomas
Brater	Hardiman	Pappageorge	Van Woerkom
Brown	Hunter	Patterson	Whitmer
Cassis	Jacobs	Prusi	

Nays—0**Excused—1**

Clarke

Not Voting—1

McManus

In The Chair: Richardville

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to prohibit certain acts and practices concerning identity theft; to require notification of a security breach of a database that contains certain personal information; to provide for the powers and duties of certain state and local governmental officers and entities; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4493, entitled

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” by amending section 310e (MCL 257.310e), as amended by 2004 PA 362.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 619**Yeas—30**

Allen	Cropsey	Kahn	Richardville
Anderson	Garcia	Kuipers	Sanborn
Barcia	George	Nofs	Scott
Basham	Gilbert	Olshove	Stamas
Birkholz	Gleason	Pappageorge	Thomas
Bishop	Hunter	Patterson	Van Woerkom
Brater	Jacobs	Prusi	Whitmer
Clark-Coleman	Jelinek		

Nays—5Brown
Cassis

Hardiman

Jansen

Switalski

Excused—1

Clarke

Not Voting—1

McManus

In The Chair: Richardville

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Cropsey moved that the Committee on Judiciary be discharged from further consideration of the following bills:

House Bill No. 4918, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 2 of chapter XI (MCL 771.2), as amended by 2002 PA 666.

House Bill No. 4919, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 7401 and 7403 (MCL 333.7401 and 333.7403), as amended by 2002 PA 710; and to repeal acts and parts of acts.

House Bill No. 4920, entitled

A bill to amend 1953 PA 232, entitled “Corrections code of 1953,” by amending section 34 (MCL 791.234), as amended by 2006 PA 167.

House Bill No. 4130, entitled

A bill to amend 1953 PA 232, entitled “Corrections code of 1953,” (MCL 791.201 to 791.285) by adding section 34b.

House Bill No. 5287, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 750 (MCL 257.750), as amended by 1988 PA 446.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.

Senator Cropsey moved that the rules be suspended and that the following bills, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

House Bill No. 4918**House Bill No. 4919****House Bill No. 4920****House Bill No. 4130****House Bill No. 5287**

The motion prevailed, a majority of the members serving voting therefor.

Senator Cropsey moved that the Committee on Economic Development and Regulatory Reform be discharged from further consideration of the following bills:

House Bill No. 5033, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 5838a and 5851 (MCL 600.5838a and 600.5851), section 5838a as amended by 1993 PA 78 and section 5851 as amended by 1993 PA 283.

House Bill No. 4817, entitled

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending sections 4, 71, and 88a (MCL 125.2004, 125.2071, and 125.2088a), section 4 as amended by 2005 PA 225 and section 88a as amended by 2006 PA 639.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.

Senator Cropsey moved that the rules be suspended and that the following bills, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

House Bill No. 5033**House Bill No. 4817**

The motion prevailed, a majority of the members serving voting therefor.

Senator Cropsey moved that the Committee on Health Policy be discharged from further consideration of the following bills:

House Bill No. 6026, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 7403a.

House Bill No. 6027, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 13m of chapter XVII (MCL 777.13m), as amended by 2006 PA 259.

House Bill No. 5684, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 17609, 17959, 18358, 18359, and 20958 (MCL 333.17609, 333.17959, 333.18358, 333.18359, and 333.20958), section 17609 as added by 2008 PA 524, section 17959 as added by 2008 PA 471, sections 18358 and 18359 as added by 2006 PA 333, and section 20958 as amended by 2000 PA 375.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.

Senator Cropsey moved that the rules be suspended and that the following bills, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

House Bill No. 6026

House Bill No. 6027**House Bill No. 5684**

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the Senate returned to the order of

Messages from the House**Recess**

Senator Cropsey moved that the Senate recess until 7:15 p.m.

The motion prevailed, the time being 6:40 p.m.

The Senate reconvened at the expiration of the recess and was called to order by the President pro tempore, Senator Richardville.

Senate Bill No. 276, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 709 (MCL 257.709), as amended by 2000 PA 127.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 374, entitled

A bill to provide for the recovery or replacement of durable monuments defining the Michigan-Indiana state boundary line; to create a commission; to provide for certain powers and duties of certain state officers and agencies; and to repeal acts and parts of acts.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1180, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance

of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending section 13 (MCL 247.663), as amended by 2006 PA 338.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1196, entitled

A bill to amend 1967 PA 291, entitled "An act to authorize state universities and colleges to enact parking, traffic and pedestrian ordinances and to provide for the enforcement of the ordinances; and to dispose of fines collected," by amending section 2a (MCL 390.892a), as amended by 1998 PA 441.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1262, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 320d (MCL 257.320d), as added by 2008 PA 568.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1267, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 21550 (MCL 324.21550), as amended by 2004 PA 390.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1376, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending sections 1209, 2519, 3207, 7105, 7411, 7414, 7817, 7821, and 7910 (MCL 700.1209, 700.2519, 700.3207, 700.7105, 700.7411, 700.7414, 700.7817, 700.7821, and 700.7910), sections 1209, 2519, and 7105 as amended and sections 7411, 7414, 7817, 7821, and 7910 as added by 2009 PA 46 and section 3207 as added by 2006 PA 299, by amending the headings of the parts of article VII, by amending the heading of article VIII, and by designating sections 8101 and 8102 as part 1 and sections 8201 to 8206 as part 2 of article VIII and adding headings for those parts.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1455, entitled

A bill to amend 1993 PA 23, entitled "Michigan limited liability company act," by amending sections 102, 103, 206, 211, 302, 304, 308, 401, 403, 404, 406, 501, 502, 503, 505, 506, 507, 510, 514, 515, 604, 702, 801, 804, and 805 (MCL

450.4102, 450.4103, 450.4206, 450.4211, 450.4302, 450.4304, 450.4308, 450.4401, 450.4403, 450.4404, 450.4406, 450.4501, 450.4502, 450.4503, 450.4505, 450.4506, 450.4507, 450.4510, 450.4514, 450.4515, 450.4604, 450.4702, 450.4801, 450.4804, and 450.4805), section 102 as amended by 2008 PA 566, sections 103, 304, 403, 406, 501, 502, 503, 506, 515, 801, and 804 as amended by 2002 PA 686, section 206 as amended by 2008 PA 567, and sections 302, 308, 401, 404, and 702 as amended by 1997 PA 52, and by adding sections 216, 409, 708, and 709; and to repeal acts and parts of acts.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1482, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 80164a.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1486, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 13101, 13102, 13104, 13105, 13106, 13107, 13108, 13109, 13110, and 13111 (MCL 333.13101, 333.13102, 333.13104, 333.13105, 333.13106, 333.13107, 333.13108, 333.13109, 333.13110, and 333.13111), sections 13101 and 13102 as amended and sections 13104, 13105, 13106, 13107, 13108, 13109, 13110, and 13111 as added by 2007 PA 149, and by adding sections 13105a and 13112; and to repeal acts and parts of acts.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1579, entitled

A bill to amend 2008 PA 49, entitled "Zoological authorities act," by amending section 13 (MCL 123.1173).

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 375, entitled

A bill to amend 1990 PA 345, entitled "State survey and remonumentation act," by amending sections 2 and 12 (MCL 54.262 and 54.272), section 2 as amended by 1998 PA 5 and section 12 as amended by 2002 PA 489.

The House of Representatives has amended the bill as follows:

1. Amend page 4, line 12, after "**PURPOSE.**" by striking out the balance of the subsection.

The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsy moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the amendment made to the bill by the House,

The amendment was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 620**Yeas—36**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0**Excused—1**

Clarke

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 149, entitled

A bill to amend 2004 PA 452, entitled "Identity theft protection act," by amending sections 3, 7, and 9 (MCL 445.63, 445.67, and 445.69), section 3 as amended by 2006 PA 566, and by adding section 7a.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 621**Yeas—36**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor. The Senate agreed to the full title. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 150, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 14h of chapter XVII (MCL 777.14h), as amended by 2008 PA 430.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 622

Yeas—36

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Sanborn
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Thomas
Brown	Hunter	Pappageorge	Van Woerkom
Cassis	Jacobs	Patterson	Whitmer

Nays—0

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was not concurred in, 2/3 of the members serving not voting therefor. The Senate agreed to the full title. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

The Assistant President pro tempore, Senator Sanborn, resumed the Chair.

Senate Bill No. 1377, entitled

A bill to amend 1968 PA 251, entitled "Cemetery regulation act," by amending section 16 (MCL 456.536), as amended by 2008 PA 478.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the full title. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1378, entitled

A bill to amend 1986 PA 255, entitled "Prepaid funeral and cemetery sales act," by amending section 12 (MCL 328.222), as amended by 2004 PA 21.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the full title. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

General Orders

Senator Cropsey moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the Assistant President pro tempore, Senator Sanborn, designated Senator George as Chairperson.

After some time spent therein, the Committee arose; and, the Assistant President pro tempore, Senator Sanborn, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4817, entitled

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending sections 4, 71, and 88a (MCL 125.2004, 125.2071, and 125.2088a), section 4 as amended by 2005 PA 225 and section 88a as amended by 2006 PA 639.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

Third Reading of Bills

The President pro tempore, Senator Richardville, resumed the Chair.

Senator Cropsey moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

House Bill No. 4817

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

House Bill No. 4817, entitled

A bill to amend 1984 PA 270, entitled "Michigan strategic fund act," by amending sections 4, 71, 88b, and 89b (MCL 125.2004, 125.2071, 125.2088b, and 125.2089b), section 4 as amended by 2005 PA 225, section 88b as amended by 2009 PA 218, and section 89b as added by 2008 PA 98.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 623

Yeas—34

Allen	Cropsey	Kahn	Richardville
Anderson	George	Kuipers	Sanborn
Barcia	Gilbert	McManus	Scott
Basham	Gleason	Nofs	Stamas
Birkholz	Hardiman	Olshove	Switalski
Bishop	Hunter	Pappageorge	Thomas
Brater	Jacobs	Patterson	Van Woerkom
Brown	Jansen	Prusi	Whitmer
Clark-Coleman	Jelinek		

Nays—2

Cassis	Garcia
--------	--------

Excused—1

Clarke

Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act relating to the economic development of this state; to create the Michigan strategic fund and to prescribe its powers and duties; to transfer and provide for the acquisition and succession to the rights, properties, obligations, and duties of the job development authority and the Michigan economic development authority to the Michigan strategic fund; to provide for the expenditure of proceeds in certain funds to which the Michigan strategic fund succeeds in ownership; to provide for the issuance of, and terms and conditions for, certain notes and bonds of the Michigan strategic fund; to create certain boards and funds; to create certain permanent funds; to exempt the property, income, and operation of the fund and its bonds and notes, and the interest thereon, from certain taxes; to provide for the creation of certain centers within and for the purposes of the Michigan strategic fund; to provide for the creation and funding of certain accounts for certain purposes; to impose certain powers and duties upon certain officials, departments, and authorities of this state; to make certain loans, grants, and investments; to provide penalties; to make an appropriation; and to repeal acts and parts of acts,".

The Senate agreed to the full title.

Protests

Senators Garcia and Cassis, under their constitutional right of protest (Art. 4, Sec. 18), protested against the passage of House Bill No. 4817.

Senator Garcia's statement is as follows:

I have been a supporter of Pure Michigan from the very moment it was introduced into the room. By that, I mean I was the Senate representative for the Governor's 21st Century Jobs Fund legislation. Senator Ken Sikkema asked me to represent the Senate in the discussions and negotiations. At the last minute, the administration put in for the proposal to have \$15 million used to fund Pure Michigan. We agreed to that. We thought it was a good thing to do, but we said that you need to understand that after the \$15 million is gone, that's it. There's no more. Well, those are famous last words.

My point is that the original concept for the 21st century jobs program was four areas we were supposed to focus on, and those were to diversify the economy. If you did your homework, and I did on this issue, you go back to 1986 when the Strategic Fund was first introduced and the language that defined what it was going to do was for the purpose to diversify the economy. From 1986-2006, we did not do that. The 21st Century Jobs Fund was intended to do that.

The Governor and I have not always agreed, but this is an area that I agreed on. My concern about the 21st century jobs money to fund Pure Michigan is that we are diluting the program. This is the fear I had when we first started out that somewhere down the road, a Legislature would come along and say, "Oh, we got an extra pot of money here—\$75 million. Let's do this with it. Let's spend this money on it. It's a good program." Ultimately, it defeats and dilutes the original intent of the legislation and the program.

I support Pure Michigan. I think they are doing a great job. I had to vote against this because I believe that it diluted and defeats the original intent of the 21st century jobs program.

Senator Cassis' statement is as follows:

On Tuesday, November 23, 2010, we found an editorial opinion in the *Midland Daily News* entitled, "Should taxpayers fund Pure Michigan program?" I am just going to read very briefly because what they concluded is what I have concluded for quite some time, and it is the reason I am voting "no."

"With so much good coming from the Pure Michigan campaign, you have to wonder why the MLTA and other tourism groups don't step up and agree to pay the \$25 million themselves? And if the campaign is so good at generating taxes for state government, why are lawmakers so willing to slash its budget?" Good questions. "Here's the bottom line: The private sector should be paying to promote tourism in Michigan, not the state government (i.e. the taxpayers)." I repeat: "The private sector should be paying to promote tourism in Michigan, not the state government (i.e. the taxpayers)."

It is a sad day when private industry—private interests—look to the government to support their interests. This is a move away from entrepreneurship in its best sense, and it's time we take a serious look, my friends. Plus, finally, this bill adds a green chemistry concept. What is that? Except, when I look at who is benefiting from it, another very possible special interest earmark. This is not a good reason to support this bill.

Recess

Senator Cropsey moved that the Senate recess subject to the call of the Chair.
The motion prevailed, the time being 8:15 p.m.

9:43 p.m.

The Senate was called to order by the President pro tempore, Senator Richardville.

Senator Cropsey moved that Senator Sanborn be excused from the balance of today's session.
The motion prevailed.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Cropsey moved that the Committee on Judiciary be discharged from further consideration of the following bill:
House Bill No. 5318, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4805 (MCL 600.4805), as amended by 2003 PA 178.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator Cropsey moved that the rules be suspended and that the following bill, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

House Bill No. 5318

The motion prevailed, a majority of the members serving voting therefor.

Senator Cropsey moved that the Committee on Energy Policy and Public Utilities be discharged from further consideration of the following bill:

House Bill No. 6407, entitled

A bill to provide for the preservation of certain economic development rates or contracts; to provide for the adoption of certain rate-making policies for certain electric utilities; to prescribe the powers and duties of certain state agencies and officials; and to repeal acts and parts of acts.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator Cropsey moved that the rules be suspended and that the following bill, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

House Bill No. 6407

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the Senate returned to the order of

Messages from the House

Senate Bill No. 1578, entitled

A bill to provide for the establishment of art institute authorities; to provide for the powers and duties of an art institute authority; to authorize the levy and collection of a property tax by an art institute authority; and to provide for the powers and duties of certain government officials.

The House of Representatives has passed the bill and ordered that the bill be given immediate effect.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 34, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 78101 and 78110 (MCL 324.78101 and 324.78110), section 78101 as amended by 2006 PA 466 and section 78110 as amended by 2004 PA 587.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, assessments, and donations; to provide certain appropriations; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," by amending sections 4112, 4113, 78101, and 78110 (MCL 324.4112, 324.4113, 324.78101, and 324.78110), sections 4112 and 4113 as added by 2006 PA 602, section 78101 as amended by 2010 PA 34, and section 78110 as amended by 2004 PA 587.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 624

Yeas—34

Anderson
Barcia
Basham
Birkholz
Bishop

Cropsey
Garcia
George
Gilbert
Gleason

Jelinek
Kahn
Kuipers
McManus
Nofs

Prusi
Richardville
Scott
Stamas
Switalski

Brater
Brown
Cassis
Clark-Coleman

Hardiman
Hunter
Jacobs
Jansen

Olshove
Pappageorge
Patterson

Thomas
Van Woerkom
Whitmer

Nays—0

Excused—2

Clarke

Sanborn

Not Voting—1

Allen

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title as amended.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 212, entitled

A bill to amend 1927 PA 372, entitled “An act to regulate and license the selling, purchasing, possessing, and carrying of certain firearms and gas ejecting devices; to prohibit the buying, selling, or carrying of certain firearms and gas ejecting devices without a license or other authorization; to provide for the forfeiture of firearms under certain circumstances; to provide for penalties and remedies; to provide immunity from civil liability under certain circumstances; to prescribe the powers and duties of certain state and local agencies; to prohibit certain conduct against individuals who apply for or receive a license to carry a concealed pistol; to make appropriations; to prescribe certain conditions for the appropriations; and to repeal all acts and parts of acts inconsistent with this act,” by amending section 14 (MCL 28.434), as amended by 2000 PA 381, and by adding section 14a.

The House of Representatives has amended the bill as follows:

1. Amend page 4, line 23, after “**FIREARM.**” by inserting “**IF THE POLICE AGENCY DETERMINES THAT A SERIAL NUMBER HAS BEEN ALTERED OR HAS BEEN REMOVED OR OBLITERATED FROM THE FIREARM, THE POLICE AGENCY SHALL SUBMIT THE FIREARM TO THE DEPARTMENT OF STATE POLICE OR A FORENSIC LABORATORY FOR SERIAL NUMBER VERIFICATION OR RESTORATION TO DETERMINE LEGAL OWNERSHIP.**”.

The House of Representatives has passed the bill as amended and ordered that it be given immediate effect.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the amendment made to the bill by the House,

The amendment was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 625

Yeas—34

Allen
Anderson
Barcia

Clark-Coleman
Cropsey
Garcia

Jansen
Jelinek
Kahn

Prusi
Richardville
Scott

Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Olshove	Thomas
Brater	Hardiman	Pappageorge	Van Woerkom
Brown	Hunter	Patterson	Whitmer
Cassis	Jacobs		

Nays—1

Nofs

Excused—2

Clarke Sanborn

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 796, entitled

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” by amending section 455 (MCL 208.1455), as added by 2008 PA 77.

The House of Representatives has substituted (H-2) the bill.

The House of Representatives has passed the bill as substituted (H-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 626**Yeas—35**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs	Patterson	

Nays—0

Excused—2

Clarke Sanborn

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 889, entitled

A bill to amend 1941 PA 122, entitled “An act to establish the revenue collection duties of the department of treasury; to prescribe its powers and duties as the revenue collection agency of this state; to prescribe certain powers and duties of the state treasurer; to establish the collection duties of certain other state departments for money or accounts owed to this state; to regulate the importation, stamping, and disposition of certain tobacco products; to provide for the transfer of powers and duties now vested in certain other state boards, commissions, departments, and offices; to prescribe certain duties of and require certain reports from the department of treasury; to provide procedures for the payment, administration, audit, assessment, levy of interests or penalties on, and appeals of taxes and tax liability; to prescribe its powers and duties if an agreement to act as agent for a city to administer, collect, and enforce the city income tax act on behalf of a city is entered into with any city; to provide an appropriation; to abolish the state board of tax administration; to prescribe penalties and provide remedies; and to declare the effect of this act,” by amending section 28 (MCL 205.28), as amended by 2009 PA 124.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1) and ordered that it be given immediate effect.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 627

Yeas—35

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs	Patterson	

Nays—0

Excused—2

Clarke Sanborn

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senator Cassis asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Cassis' statement is as follows:

I need to start by thanking Scott Schragger from Treasury; Representative Kate Ebli, chair of the House Tax Policy Committee; and Majority Floor Leader Kathy Angerer for their work and help passing this legislation. Tonight we concur that transparency is an integral part of good government. It allows legislators and the public to measure the effectiveness of programs. It is an essential part of public trust.

It has been a year now since these passed our chamber, and importantly, the transparency provisions have been strengthened. We amend the revenue act to ensure the proper legislative committee chairs, directors of the fiscal agencies, and the Governor will have access to information. Senate Bill No. 796 requires a biannual report for the Michigan Film Office and detailed information on the number of Michigan residents employed on the films, as well as the number of hours Michigan residents are working on films.

Thank all of you for your previous support and support of these changes making them stronger and better bills. I urge your concurrence.

Senate Bill No. 904, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 2511 (MCL 324.2511), as added by 2006 PA 146.

The House of Representatives has amended the bill as follows:

1. Amend page 4, line 9, after "**PLASTIC**" by inserting a comma and striking out "**WATER BOTTLES,**".
2. Amend page 4, line 10, after "**MAGAZINES,**" by striking out the balance of the line through "**BATTERIES,**" on line 11.

The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the amendments made to the bill by the House,

The amendments were concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 628**Yeas—35**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs	Patterson	

Nays—0

Excused—2

Clarke

Sanborn

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,
 The recommendation was concurred in, 2/3 of the members serving voting therefor.
 The Senate agreed to the full title.
 The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 1056, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 8251 (MCL 600.8251), as amended by 2003 PA 7.

The House of Representatives has amended the bill as follows:

1. Amend page 3, line 2, after "**CLASS**" by striking out "**CONSISTING OF 1**" and inserting "**IN A**".

The House of Representatives has passed the bill as amended, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator Cropsey moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the amendment made to the bill by the House,

The amendment was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 629**Yeas—35**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs	Patterson	

Nays—0**Excused—2**

Clarke

Sanborn

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect, The recommendation was concurred in, 2/3 of the members serving voting therefor. The Senate agreed to the full title. The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of
General Orders

Senator Cropsy moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Richardville, designated Senator George as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Richardville, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bills:

House Bill No. 6462, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts," by amending sections 9a, 10c, and 20a (MCL 247.659a, 247.660c, and 247.670a), section 9a as amended by 2007 PA 199, section 10c as amended by 2008 PA 485, and section 20a as amended by 2005 PA 5.

House Bill No. 5318, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 4805 (MCL 600.4805), as amended by 2003 PA 178.

The bills were placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with amendment, the following bill:

House Bill No. 5287, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 750 (MCL 257.750), as amended by 1988 PA 446.

The following is the amendment recommended by the Committee of the Whole:

1. Amend page 1, line 1, after "(1)" by striking out "**EXCEPT WITH REGARD TO SPECIFIC TRAFFIC UNITS, SELECTIVE ENFORCEMENT UNITS, OR WHERE FEDERAL GRANT REQUIREMENTS MAY REQUIRE A QUOTA, A**" and inserting "A".

The Senate agreed to the amendment recommended by the Committee of the Whole, and the bill as amended was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with amendment, the following bill:

House Bill No. 4918, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 2 of chapter XI (MCL 771.2), as amended by 2002 PA 666.

The following is the amendment recommended by the Committee of the Whole:

1. Amend page 2, following line 25, by striking out the balance of enacting section 1 and inserting:

“(a) House Bill No. 4919.

(b) House Bill No. 4920.”

The Senate agreed to the amendment recommended by the Committee of the Whole, and the bill as amended was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4919, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 7401 and 7403 (MCL 333.7401 and 333.7403), as amended by 2002 PA 710; and to repeal acts and parts of acts.

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 4920, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34 (MCL 791.234), as amended by 2006 PA 167.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

Third Reading of Bills

Senator Cropsey moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage:

House Bill No. 6462

House Bill No. 5318

House Bill No. 5287

House Bill No. 4918

House Bill No. 4919

House Bill No. 4920

The motion prevailed, a majority of the members serving voting therefor.

Senator Cropsey moved that the following bills be placed at the head of the Third Reading of Bills calendar:

House Bill No. 4118

House Bill No. 6462

House Bill No. 6197

House Bill No. 4917

House Bill No. 6261

House Bill No. 5287

House Bill No. 4918

House Bill No. 4919

House Bill No. 4920

House Bill No. 5566

House Bill No. 5756

House Bill No. 5318

House Bill No. 5550

House Bill No. 5575

House Bill No. 5576

House Bill No. 5577

House Bill No. 5578

The motion prevailed.

The following bill was read a third time:

House Bill No. 4118, entitled

A bill to amend 1994 PA 203, entitled “Foster care and adoption services act,” by amending section 4a (MCL 722.954a), as added by 1997 PA 172.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 630

Yeas—34

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs		

Nays—0

Excused—2

Clarke	Sanborn
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Not Voting—1

Patterson

In The Chair: Richardville

Senator Cropsey moved to reconsider the vote by which the bill was passed.

The motion prevailed, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 631

Yeas—35

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas

Birkholz
Bishop
Brater
Brown
Cassis

Gilbert
Gleason
Hardiman
Hunter
Jacobs

McManus
Nofs
Olshove
Pappageorge
Patterson

Switalski
Thomas
Van Woerkom
Whitmer

Nays—0

Excused—2

Clarke

Sanborn

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to establish certain standards for foster care and adoption services for children and their families; and to prescribe powers and duties of certain state agencies and departments and adoption facilitators;”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 6462, entitled

A bill to amend 1951 PA 51, entitled “An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to promote safe and efficient travel for motor vehicle drivers, bicyclists, pedestrians, and other legal users of roads, streets, and highways; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, local bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts,” by amending sections 9a, 10c, and 20a (MCL 247.659a, 247.660c, and 247.670a), section 9a as amended by 2007 PA 199, section 10c as amended by 2008 PA 485, and section 20a as amended by 2005 PA 5.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 632**Yeas—34**

Allen	Clark-Coleman	Jansen	Patterson
Anderson	Cropsey	Jelinek	Prusi
Barcia	Garcia	Kahn	Richardville
Basham	George	Kuipers	Scott
Birkholz	Gilbert	McManus	Stamas
Bishop	Gleason	Nofs	Switalski
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs		

Nays—0**Excused—2**

Clarke	Sanborn
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Not Voting—1

Thomas

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.
The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 6197, entitled

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 1213 (MCL 700.1213), as amended by 2000 PA 54, and by adding section 2723.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 633**Yeas—35**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs	Patterson	

Nays—0

Excused—2

Clarke

Sanborn

Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to codify, revise, consolidate, and classify aspects of the law relating to wills and intestacy, relating to the administration and distribution of estates of certain individuals, relating to trusts, and relating to the affairs of certain individuals under legal incapacity; to provide for the powers and procedures of the court that has jurisdiction over these matters; to provide for the validity and effect of certain transfers, contracts, and deposits that relate to death; to provide procedures to facilitate enforcement of certain trusts; and to repeal acts and parts of acts.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4917, entitled

A bill to amend 1947 PA 336, entitled “An act to prohibit strikes by certain public employees; to provide review from disciplinary action with respect thereto; to provide for the mediation of grievances and the holding of elections; to declare and protect the rights and privileges of public employees; and to prescribe means of enforcement and penalties for the violation of the provisions of this act,” by amending section 15 (MCL 423.215), as amended by 1994 PA 112.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 634**Yeas—34**

Allen	Clark-Coleman	Jansen	Patterson
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs		

Nays—0**Excused—2**

Clarke

Sanborn

Not Voting—1

Prusi

In The Chair: Richardville

Roll Call No. 636**Yeas—33**

Allen	Cropsey	Jelinek	Prusi
Anderson	Garcia	Kahn	Richardville
Barcia	George	Kuipers	Scott
Basham	Gleason	McManus	Stamas
Birkholz	Hardiman	Nofs	Switalski
Bishop	Hunter	Olshove	Thomas
Brater	Jacobs	Pappageorge	Van Woerkom
Brown	Jansen	Patterson	Whitmer
Cassis			

Nays—0**Excused—2**

Clarke	Sanborn
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Not Voting—2

Clark-Coleman	Gilbert
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In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to provide for the registration, titling, sale, transfer, and regulation of certain vehicles operated upon the public highways of this state or any other place open to the general public or generally accessible to motor vehicles and distressed vehicles; to provide for the licensing of dealers; to provide for the examination, licensing, and control of operators and chauffeurs; to provide for the giving of proof of financial responsibility and security by owners and operators of vehicles; to provide for the imposition, levy, and collection of specific taxes on vehicles, and the levy and collection of sales and use taxes, license fees, and permit fees; to provide for the regulation and use of streets and highways; to create certain funds; to provide penalties and sanctions for a violation of this act; to provide for civil liability of owners and operators of vehicles and service of process on residents and nonresidents; to regulate the introduction and use of certain evidence; to provide for the levy of certain assessments; to provide for the enforcement of this act; to provide for the creation of and to prescribe the powers and duties of certain state and local agencies; to impose liability upon the state or local agencies; to provide appropriations for certain purposes; to repeal all other acts or parts of acts inconsistent with this act or contrary to this act; and to repeal certain parts of this act on a specific date.”.

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4918, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 2 of chapter XI (MCL 771.2), as amended by 2002 PA 666.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 637**Yeas—34**

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs		

Nays—0**Excused—2**

Clarke	Sanborn
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Not Voting—1

Patterson

In The Chair: Richardville

Senator Cropsey moved that Senator Patterson be excused from the balance of today's session.
The motion prevailed.

Senator Cropsey moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to revise, consolidate, and codify the laws relating to criminal procedure and to define the jurisdiction, powers, and duties of courts, judges, and other officers of the court under the provisions of this act; to provide laws relative to the rights of persons accused of criminal offenses and ordinance violations; to provide for the arrest of persons charged with or suspected of criminal offenses and ordinance violations; to provide for bail of persons arrested for or accused of criminal offenses and ordinance violations; to provide for the examination of persons accused of criminal offenses; to regulate the procedure relative to grand juries, indictments, informations, and proceedings before trial; to provide for trials of persons complained of or indicted for criminal offenses and ordinance violations and to provide for the procedure in those trials; to provide for judgments and sentences of persons convicted of criminal offenses and ordinance violations; to establish a sentencing commission and to prescribe its powers and duties; to provide for procedure relating to new trials and appeals in criminal and ordinance violation cases; to provide a uniform system of probation throughout this state and the appointment of probation officers; to prescribe the powers, duties, and compensation of probation officers; to provide penalties for the violation of the duties of probation officers; to provide for procedure governing proceedings to prevent crime and proceedings for the discovery of crime; to provide for fees of officers, witnesses, and others in criminal and ordinance violation cases; to set forth miscellaneous provisions as to criminal procedure in certain cases; to provide penalties for the violation of certain provisions of this act; and to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4919, entitled

A bill to amend 1978 PA 368, entitled “Public health code,” by amending sections 7401 and 7403 (MCL 333.7401 and 333.7403), as amended by 2002 PA 710; and to repeal acts and parts of acts.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 638

Yeas—34

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs		

Nays—0

Excused—3

Clarke	Patterson	Sanborn
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Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to provide for the levy of taxes against certain health facilities or agencies; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for the implementation of federal law; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to provide for an appropriation and supplements; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 4920, entitled

A bill to amend 1953 PA 232, entitled "Corrections code of 1953," by amending section 34 (MCL 791.234), as amended by 2006 PA 167.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 639

Yeas—34

Allen	Clark-Coleman	Jansen	Prusi
Anderson	Cropsey	Jelinek	Richardville
Barcia	Garcia	Kahn	Scott
Basham	George	Kuipers	Stamas
Birkholz	Gilbert	McManus	Switalski
Bishop	Gleason	Nofs	Thomas
Brater	Hardiman	Olshove	Van Woerkom
Brown	Hunter	Pappageorge	Whitmer
Cassis	Jacobs		

Nays—0

Excused—3

Clarke	Patterson	Sanborn
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Not Voting—0

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to provide for a lifetime electronic monitoring program; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act,".

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5566, entitled

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending sections 2 and 13 (MCL 125.2652 and 125.2663), section 2 as amended by 2007 PA 204 and section 13 as amended by 2007 PA 202.

The question being on the passage of the bill,
 Senator Allen offered the following substitute:
 Substitute (S-2).

The substitute was adopted, a majority of the members serving voting therefor.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 640**Yeas—33**

Allen	Cropsey	Jansen	Prusi
Anderson	Garcia	Jelinek	Richardville
Barcia	George	Kahn	Scott
Basham	Gilbert	Kuipers	Stamas
Birkholz	Gleason	McManus	Switalski
Bishop	Hardiman	Nofs	Thomas
Brater	Hunter	Olshove	Van Woerkom
Brown	Jacobs	Pappageorge	Whitmer
Clark-Coleman			

Nays—1

Cassis

Excused—3

Clarke

Patterson

Sanborn

Not Voting—0

In The Chair: Richardville

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

“An act to authorize municipalities to create a brownfield redevelopment authority to facilitate the implementation of brownfield plans; to create brownfield redevelopment zones; to promote the revitalization, redevelopment, and reuse of certain property, including, but not limited to, tax reverted, blighted, or functionally obsolete property; to prescribe the powers and duties of brownfield redevelopment authorities; to permit the issuance of bonds and other evidences of indebtedness by an authority; to authorize the acquisition and disposal of certain property; to authorize certain funds; to prescribe certain powers and duties of certain state officers and agencies; and to authorize and permit the use of certain tax increment financing.”

The Senate agreed to the full title.

The following bill was read a third time:

House Bill No. 5756, entitled

A bill to amend 1936 (Ex Sess) PA 1, entitled “Michigan employment security act,” by amending section 27 (MCL 421.27), as amended by 2002 PA 192.

The question being on the passage of the bill,

Senator Cropsey moved that further consideration of the bill be postponed for today.

The motion prevailed.

By unanimous consent the Senate returned to the order of
Motions and Communications

Senator Cropsey moved that the Committee on Commerce and Tourism be discharged from further consideration of the following bills:

House Bill No. 5346, entitled

A bill to encourage the creation of next Michigan development corporations by interlocal agreement and to prescribe their powers and duties; to foster economic opportunities in this state and prevent conditions of unemployment and under-employment and to promote economic growth; to provide for the designation of next Michigan development districts and next Michigan development businesses; and to prescribe the powers and duties of certain state and local departments, entities, and officials.

House Bill No. 5347, entitled

A bill to amend 1986 PA 281, entitled "The local development financing act," by amending sections 2, 3, 4, 5, and 12 (MCL 125.2152, 125.2153, 125.2154, 125.2155, and 125.2162), section 2 as amended by 2007 PA 200, sections 3 and 12 as amended by 2000 PA 248, and section 4 as amended by 2005 PA 15, and by adding sections 12c and 12d.

House Bill No. 5349, entitled

A bill to amend 1996 PA 376, entitled "Michigan renaissance zone act," by amending sections 3 and 10 (MCL 125.2683 and 125.2690), section 3 as amended by 2008 PA 217 and section 10 as amended by 2008 PA 242, and by adding section 8g.

The motion prevailed, a majority of the members serving voting therefor, and the bills were placed on the order of General Orders.

Senator Cropsey moved that the rules be suspended and that the following bills, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

House Bill No. 5346

House Bill No. 5347

House Bill No. 5349

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the Senate returned to the order of
Messages from the House

Senate Bill No. 1233, entitled

A bill to amend 1996 PA 381, entitled "Brownfield redevelopment financing act," by amending section 2 (MCL 125.2652), as amended by 2007 PA 204.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

House Bill No. 4325, entitled

A bill to amend 2004 PA 452, entitled "An act to prohibit certain acts and practices concerning identity theft; to require notification of a security breach of a database that contains certain personal information; to provide for the powers and duties of certain state and local governmental officers and entities; to prescribe penalties and provide remedies; and to repeal acts and parts of acts," (MCL 445.61 to 445.77) by adding sections 19a, 19b, and 19c.

The House of Representatives has amended the Senate substitute (S-1) as follows:

1. Amend page 4, line 20, after "(C)" by striking out "**REQUIRE THE ADMINISTRATOR TO**".

2. Amend page 6, line 24, after "(C)" by striking out "**REQUIRE THE ADMINISTRATOR TO**".

The House of Representatives has concurred in the Senate substitute (S-1) as amended and agreed to the title as amended.

Pending the order that, under rule 3.202, the bill be laid over one day,
 Senator Cropsey moved that the rule be suspended.
 The motion prevailed, a majority of the members serving voting therefor.
 The question being on concurring in the House amendments made to the Senate substitute,
 The amendments were concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 641**Yeas—33**

Allen	Cropsey	Jansen	Prusi
Barcia	Garcia	Jelinek	Richardville
Basham	George	Kahn	Scott
Birkholz	Gilbert	Kuipers	Stamas
Bishop	Gleason	McManus	Switalski
Brater	Hardiman	Nofs	Thomas
Brown	Hunter	Olshove	Van Woerkom
Cassis	Jacobs	Pappageorge	Whitmer
Clark-Coleman			

Nays—0**Excused—3**

Clarke	Patterson	Sanborn
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Not Voting—1

Anderson

In The Chair: Richardville

Senator Thomas moved that Senator Anderson be excused from the balance of today's session.
 The motion prevailed.

By unanimous consent the Senate returned to the order of

General Orders

Senator Cropsey moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Richardville, designated Senator George as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Richardville, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5033, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 5838a and 5851 (MCL 600.5838a and 600.5851), section 5838a as amended by 1993 PA 78 and section 5851 as amended by 1993 PA 283.

Substitute (S-2).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of
Third Reading of Bills

Senator Cropsey moved that the rules be suspended and that the following bill, now on the order of Third Reading of Bills, be placed on its immediate passage at the head of the Third Reading of Bills calendar:

House Bill No. 5033

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

House Bill No. 5033, entitled

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending sections 2431, 5838a, and 5851 (MCL 600.2431, 600.5838a, and 600.5851), section 5838a as amended by 1993 PA 78 and section 5851 as amended by 1993 PA 283, and by adding section 177; and to repeal acts and parts of acts.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 642

Yeas—20

Allen	Cropsey	Jansen	Nofs
Birkholz	Garcia	Jelinek	Pappageorge
Bishop	George	Kahn	Richardville
Brown	Gilbert	Kuipers	Stamas
Cassis	Hardiman	McManus	Van Woerkom

Nays—12

Basham	Gleason	Olshove	Switalski
Brater	Hunter	Prusi	Thomas
Clark-Coleman	Jacobs	Scott	Whitmer

Excused—4

Anderson	Clarke	Patterson	Sanborn
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Not Voting—1

Barcia

In The Chair: Richardville

Senator Cropsey moved that the bill be given immediate effect.

The motion did not prevail, 2/3 of the members serving not voting therefor.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to revise and consolidate the statutes relating to the organization and jurisdiction of the courts of this state; the powers and duties of the courts, and of the judges and other officers of the courts; the forms and attributes of civil claims and actions; the time within which civil actions and proceedings may be brought in the courts; pleading, evidence, practice, and procedure in civil and criminal actions and proceedings in the courts; to provide for the powers and duties

of certain state governmental officers and entities; to provide remedies and penalties for the violation of certain provisions of this act; to repeal all acts and parts of acts inconsistent with or contravening any of the provisions of this act; and to repeal acts and parts of acts.”

The Senate agreed to the full title.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator Cropsey moved that the Committee on Appropriations be discharged from further consideration of the following bill:

House Bill No. 5858, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; and to provide for the expenditure thereof under the supervision of the director of the department of management and budget and the state administrative board.

The motion prevailed, a majority of the members serving voting therefor, and the bill was placed on the order of General Orders.

Senator Cropsey moved that the rules be suspended and that the following bill, now on the order of General Orders, be placed on the General Orders calendar for consideration today:

House Bill No. 5858

The motion prevailed, a majority of the members serving voting therefor.

Recess

Senator Cropsey moved that the Senate recess subject to the call of the Chair.

The motion prevailed, the time being 11:25 p.m.

11:39 p.m.

The Senate was called to order by the President pro tempore, Senator Richardville.

Senator Cropsey moved that when the Senate adjourns today, it stand adjourned until Friday, December 3, at 12:10 a.m.

The motion prevailed.

By unanimous consent the Senate returned to the order of

General Orders

Senator Cropsey moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President pro tempore, Senator Richardville, designated Senator George as Chairperson.

After some time spent therein, the Committee arose; and, the President pro tempore, Senator Richardville, having resumed the Chair, the Committee reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5858, entitled

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; and to provide for the expenditure thereof under the supervision of the director of the department of management and budget and the state administrative board.

Substitute (S-1).

The Senate agreed to the substitute recommended by the Committee of the Whole, and the bill as substituted was placed on the order of Third Reading of Bills.

Committee Reports

The Committee on Economic Development and Regulatory Reform reported

House Bill No. 5999, entitled

A bill to revise, consolidate, and codify the laws relating to fireworks; to regulate the purchase, possession, sale, and use of fireworks; to establish a fireworks safety fund; to establish a fireworks safety fee; to provide for the transfer and expenditure of funds; to prescribe the powers and duties of certain state agencies; to provide for penalties and remedies; and to repeal acts and parts of acts.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Alan Sanborn
Chairperson

To Report Out:

Yeas: Senators Sanborn, Richardville, Gilbert and Hunter

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

The Committee on Economic Development and Regulatory Reform reported

House Bill No. 6000, entitled

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2008 PA 538.

With the recommendation that the substitute (S-1) be adopted and that the bill then pass.

The committee further recommends that the bill be given immediate effect.

Alan Sanborn
Chairperson

To Report Out:

Yeas: Senators Sanborn, Richardville, Gilbert and Hunter

Nays: None

The bill and the substitute recommended by the committee were referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Economic Development and Regulatory Reform submitted the following:

Meeting held on Tuesday, November 30, 2010, at 1:00 p.m., Rooms 402 and 403, Capitol Building

Present: Senators Sanborn (C), Richardville, Allen, Gilbert, Thomas and Hunter

Excused: Senator Jacobs

The Committee on Commerce and Tourism reported

House Bill No. 6251, entitled

A bill to amend 1975 PA 197, entitled "An act to provide for the establishment of a downtown development authority; to prescribe its powers and duties; to correct and prevent deterioration in business districts; to encourage historic preservation; to authorize the acquisition and disposal of interests in real and personal property; to authorize the creation and implementation of development plans in the districts; to promote the economic growth of the districts; to create a board; to prescribe its powers and duties; to authorize the levy and collection of taxes; to authorize the issuance of bonds and other evidences of indebtedness; to authorize the use of tax increment financing; to reimburse downtown development authorities for certain losses of tax increment revenues; and to prescribe the powers and duties of certain state officials," by amending section 1 (MCL 125.1651), as amended by 2008 PA 225.

With the recommendation that the bill pass.

The committee further recommends that the bill be given immediate effect.

Jason E. Allen
Chairperson

To Report Out:

Yeas: Senators Allen, Nofs and Stamas

Nays: None

The bill was referred to the Committee of the Whole.

COMMITTEE ATTENDANCE REPORT

The Committee on Commerce and Tourism submitted the following:

Meeting held on Wednesday, December 1, 2010, at 9:00 a.m., Room 100, Farnum Building

Present: Senators Allen (C), Nofs and Stamas

Excused: Senators Clarke and Hunter

Senator Cropsey moved that the Senate adjourn.

The motion prevailed, the time being 11:46 p.m.

In pursuance of the order previously made, the President pro tempore, Senator Richardville, declared the Senate adjourned until Friday, December 3, 2010, at 12:10 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate

